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OF THE

LEGISLATIVE ASSEMBLY.

VOL. 5.

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JOURNALS

OF THE

LEGISLATIVE ASSEMBLY

OF THE

PROVINCE OF CANADA.

JOURNALS

OF THE

LEGISLATIVE ASSEMBLY.

FROM THE 30TH DAY OF JANUARY IN THE 20TH YEAR OF VICTORIA,

TO THE 30TH DECEMBER IN THE SAME YEAR.

VOL. 5.

JOURNALS

OF THE

LEGISLATIVE ASSEMBLY

OF THE

PROVINCE OF CANADA.

FROM THE 20TH DAY OF MARCH TO THE 9TH DAY OF JUNE, 1846,

BOTH DAYS INCLUSIVE,

AND IN THE NINTH YEAR OF THE REIGN OF OUR SOVEREIGN LADY

QUEEN VICTORIA.

BEING THE SECOND SESSION OF THE SECOND PROVINCIAL PARLIAMENT OF CANADA.

SESSION, 1846.

Printed by the Order of the Legislative Assembly.

VOL. 5.

"Great Britain" Steam-Press—Rollo Campbell, Printer, Montreal—1846.

PROCLAMATIONS.

PROVINCE OF *Canada.* } *METCALFE.*

VICTORIA, by the Grace of GOD, of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c. &c. &c.

Proclamation of 2d May continuing Parliament to 17th June.

To our Beloved and Faithful the Legislative Councillors of the Province of *Canada*, and the Knights, Citizens, and Burgesses elected to serve in the Legislative Assembly of our said Province, summoned and called to a meeting of the Provincial Parliament of our said Province, at our City of *Montreal*, on Thursday the Eighth day of May instant, to have been commenced and held, and to every of you,—

GREETING:

A PROCLAMATION.

WHEREAS, on the twenty-ninth day of March now last past, we thought fit to prorogue our Provincial Parliament, to the Eighth day of May instant, at which time, in our City of *Montreal*, you were held and constrained to appear: Now Know Ye, that for divers causes and considerations, and taking into consideration the ease and convenience of our loving subjects, we have thought fit, by and with the advice of our Executive Council, to relieve you, and each of you, of your attendance at the time aforesaid; hereby convoking, and by these presents enjoining you, and each of you, that, on Tuesday, the seventeenth day of June now next ensuing, you meet us, in our Provincial Parliament in our City of *Montreal*, there to take into consideration the state and welfare of our said Province of *Canada*, and therein to do as may seem necessary.—Herein fail not.

In testimony whereof, we have caused these our Letters to be made Patent, and the Great Seal of our said Province of *Canada* to be hereunto affixed: Witness, our right trusty and well beloved the Right Honourable *Charles Theophilus*, Baron *Metcalfe*, of *Fernhill*, in the County of *Berks*, Knight Grand Cross of the Most Honourable Order of the Bath, one of our Most Honourable Privy Council, Governor General of British *North America*, and Captain General and Governor in Chief, in and over our Provinces of *Canada*, *Nova Scotia*, *New Brunswick*, and the Island of *Prince Edward*, and Vice Admiral of the same, &c. &c. &c.; at our Government House, in our City of *Montreal*, in our said Province, this second day of May, in the year of our Lord, one thousand eight hundred and forty-five, and in the eighth year of our Reign.

By Command,
FELIX FORTIER,
C. C. C.

PROVINCE OF *Canada.* } *METCALFE.*

VICTORIA, by the Grace of GOD, of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c. &c. &c.

Proclamation of 12th June, continuing Parliament to 26th July.

To our Beloved and Faithful the Legislative Councillors of the Province of *Canada*, and the Knights, Citizens, and Burgesses elected to serve in the Legislative Assembly of our said Province, summoned and called to a meeting of the Provincial Parliament of our said Province, at our City of *Montreal*, on Tuesday the seventeenth day of June instant, to have been commenced and held, and to every of you,—

GREETING:

A PROCLAMATION.

WHEREAS, on the second day of May, now last past, we thought fit to prorogue our Provincial Parliament, to the seventeenth day of June instant, at which time in our City of *Montreal*, you were held and constrained to appear: Now Know Ye, that for divers causes and considerations, and taking into consideration the ease and convenience of our loving subjects, we have thought fit, by and with the advice of our Executive Council, to relieve you, and each of you, of your attendance at the time aforesaid; hereby convoking, and by these presents enjoining you, and each of you, that, on Saturday, the twenty-sixth day of July now next ensuing, you meet us, in our Provincial Parliament, in our City of *Montreal*, there to take into consideration the state and welfare of our said Province of *Canada*, and therein to do as may seem necessary.—Herein fail not.

In testimony whereof, we have caused these our Letters to be made Patent, and the Great Seal of our said Province of *Canada* to be hereunto affixed: Witness, our right trusty and well beloved the Right Honourable *Charles Theophilus*, Baron *Metcalfe*, of *Fernhill*, in the County of *Berks*, Knight Grand Cross of the Most Honourable Order of the Bath, one of our Most Honourable Privy Council, Governor General of British *North America*, and Captain General and Governor in Chief, in and over our Provinces of *Canada*, *Nova Scotia*, *New Brunswick*, and the Island of *Prince Edward*, and Vice Admiral of the same, &c. &c. &c.; at our Government House, in our City of *Montreal*, in our said Province, this twelfth day of June, in the year of our Lord, one thousand eight hundred and forty-five, and in the eighth year of our Reign.

By Command,
FELIX FORTIER,
C. C. C.

PROVINCE OF *Canada.* } *METCALFE.*

VICTORIA, by the Grace of GOD, of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c. &c. &c.

Proclamation of 19th July continuing Parliament to 4th September.

To our Beloved and Faithful the Legislative Councillors of the Province of *Canada*, and the Knights, Citizens, and Burgesses elected to serve in the Legislative Assembly of our said Province, summoned and called to a meeting of the Provincial Parliament of our said Province, at our City of *Montreal*, on Saturday, the twenty-sixth day of July, instant, to have been commenced and held, and to every of you,—

GREETING:

A PROCLAMATION.

WHEREAS, on the twelfth day of July, now last past, we thought fit to prorogue our Provincial Parliament to the twenty-sixth day of July instant, at which time in our City of *Montreal*, you were held and constrained to appear: Now Know Ye, that for divers causes and considerations, and taking into consideration the ease and convenience of our loving subjects, we have thought fit, by and with the advice of our Executive Council, to relieve you, and each of you, of your attendance at the time aforesaid; hereby convoking, and by these presents enjoining you, and each of you, that, on Thursday, the fourth day of September now next ensuing, you meet us, in our Provincial Parliament, in our City of *Montreal*, there to take into consideration the state and welfare of our said Province of *Canada*, and therein to do as may seem necessary.—Herein fail not.

In testimony whereof, we have caused these our Letters to be made Patent, and the Great Seal of our said Province of *Canada* to be hereunto affixed: Witness, our right trusty and well beloved the Right Honourable *Charles Theophilus*, Baron *Metcalfe*, of *Fernhill*, in the County of *Berks*, Knight Grand Cross of the Most Honourable Order of the Bath, one of our Most Honourable Privy Council, Governor General of British *North America*, and Captain General and Governor in Chief, in and over our Provinces of *Canada*, *Nova Scotia*, *New Brunswick*, and the Island of *Prince Edward*, and Vice Admiral of the same, &c. &c. &c.; at our Government House, in our City of *Montreal*, in our said Province, this nineteenth day of July, in the year of our Lord, one thousand eight hundred and forty-five, and in the ninth year of our Reign.

By Command,
FELIX FORTIER,
C. C. C.

PROVINCE OF *Canada.* } *METCALFE.*

VICTORIA, by the Grace of GOD, of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c. &c. &c.

To all to whom these presents shall come, or whom the same may concern,—

GREETING:

A PROCLAMATION.

Proclamation of 24th July promulgating

WHEREAS, at a Session of the Parliament of *Canada*, holden at the City of *Montreal*, in our said Province, on the twenty-eighth day of November, one thousand eight hundred and forty-four, and prorogued on the twenty-ninth day of March then next ensuing, in the eighth year of our Reign, a certain Bill, intituled "An Act to make further pro-"vision regarding Aliens," was passed in the Legislative Council and Assembly, and was, at the prorogation of the said Session, on the twenty-ninth day of March aforesaid, presented to the Right Honourable *Charles Theophilus*, Baron *Metcalfe*, our Governor General of our said Province, for our assent thereto, who, in pursuance of the authority vested in him by a certain Act of the Parliament of *Great Britain* and *Ireland*, passed in the Session held in the third and fourth years of our Reign, intituled, "An Act to "Re-unite the Provinces of *Upper* and *Lower* "*Canada*, and for the Government of *Canada*," and according to his discretion then and there declared, that he reserved the aforesaid Bill for the signification of our pleasure thereon: Now Know Ye, that the aforesaid Bill, intituled, "An Act to make fur-"ther provision regarding Aliens," having been laid before us in Council, on the thirtieth day of June now last past, we have been pleased to assent to the same; And we do by these presents, and according to the provisions of the said Act of the Parliament of *Great Britain* and *Ireland*, passed in the third and fourth years of our Reign, assent to the said Bill; of all which our loving subjects and all others whom these presents may concern, are hereby required to take notice, and govern themselves accordingly.

the Royal assent to the Alien Bill.

In testimony whereof, we have caused these our Letters to be made Patent, and the Great Seal of our said Province of *Canada* to be hereunto affixed: Witness, our right trusty and well beloved the Right Honourable *Charles Theophilus*, Baron *Metcalfe*, of *Fernhill*, in the County of *Berks*, Knight Grand Cross of the Most Honourable Order of the Bath, one of our Most Honourable Privy Council, Governor General of British *North America*, and Captain General and Governor in Chief, in and over our Provinces of *Canada*, *Nova Scotia*, *New Brunswick*, and the Island of *Prince Edward*, and Vice Admiral of the same, &c. &c. &c.; at our Government House, in our City of *Montreal*, this twenty-fourth day of July, in the year of our Lord, one thousand eight hundred and forty-five, and in the ninth year of our Reign.

By Command,
D. DALY,
Secretary.

PROVINCE OF *Canada.* } *METCALFE.*

VICTORIA, by the Grace of GOD, of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c. &c. &c.

Proclamation of 29th August continuing Parliament to 14th October.

To our Beloved and Faithful the Legislative Councillors of the Province of *Canada*, and the Knights, Citizens, and Burgesses elected to serve in the Legislative Assembly of our said Province, summoned and called to a meeting of the Provincial Parliament of our said Province, at our City of *Montreal*, on Thursday the fourth day of September next, to have been commenced and held, and to every of you,—

GREETING:

A PROCLAMATION.

WHEREAS, on the nineteenth day of July, now last past, we thought fit to prorogue our Provincial Parliament to the fourth day of September next, at which time in our City of *Montreal*, you were held and constrained to appear: Now Know Ye, that for divers causes and considerations, and taking into consideration the ease and convenience of our loving subjects, we have thought fit, by and with the advice of our Executive Council, to relieve you, and each of you, of your attendance at the time aforesaid; hereby convoking, and by these presents enjoining you, and each of you, that, on Tuesday, the fourteenth day of October now next ensuing, you meet us, in our Provincial Parliament, in our City of *Montreal*, there to take into consideration the state and welfare of our said Province of *Canada*, and therein to do as may seem necessary.—Herein fail not.

In testimony whereof, we have caused these our Letters to be made Patent, and the Great Seal of our said Province of *Canada* to be hereunto affixed: Witness, our right trusty and well beloved the Right Honourable *Charles Theophilus*, Baron *Metcalfe*, of *Fernhill*, in the County of *Berks*, Knight Grand Cross of the Most Honourable Order of the Bath, one of our Most Honourable Privy Council, Governor General of British *North America*, and Captain General and Governor in Chief, in and over our Provinces of *Canada*, *Nova Scotia*, *New Brunswick*, and the Island of *Prince Edward*, and Vice Admiral of the same, &c. &c. &c.: at our Government House, in our City of *Montreal*, in our said Province, this twenty-ninth day of August, in the year of our Lord, one thousand eight hundred and forty-five, and in the ninth year of our Reign.

By Command,
FELIX FORTIER,
C. C. C.

PROVINCE OF *Canada.* } *METCALFE.*

VICTORIA, by the Grace of GOD, of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c. &c. &c.

Proclamation of 10th October continuing Parliament to 19th November.

To our Beloved and Faithful the Legislative Councillors of the Province of *Canada*, and the Knights, Citizens, and Burgesses elected to serve in the Legislative Assembly of our said Province, summoned and called to a meeting of the Provincial Parliament of our said Province, at our City of *Montreal*, on Tuesday the fourteenth day of October instant, to have been commenced and held, and to every of you,—

GREETING:

A PROCLAMATION.

WHEREAS, on the twenty-ninth day of August, now last past, we thought fit to prorogue our Provincial Parliament to the fourteenth day of October instant, at which time in our City of *Montreal*, you were held and constrained to appear: Now Know Ye, that for divers causes and considerations, and taking into consideration the ease and convenience of our loving subjects, we have thought fit, by and with the advice of our Executive Council, to relieve you, and each of you, of your attendance at the time aforesaid; hereby convoking, and by these presents enjoining you, and each of you, that on Wednesday, the nineteenth day of November now next ensuing, you meet us, in our Provincial Parliament, in our City of *Montreal*, there to take into consideration the state and welfare of our said Province of *Canada*, and therein to do as may seem necessary.—Herein fail not.

In testimony whereof, we have caused these our Letters to be made Patent, and the Great Seal of our said Province of *Canada* to be hereunto affixed: Witness, our right trusty and well beloved the Right Honourable *Charles Theophilus*, Baron *Metcalfe*, of *Fernhill*, in the County of *Berks*, Knight Grand Cross of the Most Honourable Order of the Bath, one of our Most Honourable Privy Council, Governor General of British *North America*, and Captain General and Governor in Chief, in and over our Provinces of *Canada*, *Nova Scotia*, *New Brunswick*, and the Island of *Prince Edward*, and Vice Admiral of the same, &c. &c. &c.; at our Government House, in our City of *Montreal*, in our said Province, this tenth day of October, in the year of our Lord, one thousand eight hundred and forty-five, and in the ninth year of our Reign.

By Command,
FELIX FORTIER,
C. C. C.

PROVINCE OF *Canada.* } *METCALFE.*

VICTORIA, by the Grace of GOD, of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c. &c. &c.

Proclamation of 14th November continuing Parliament to 29th December.

To our Beloved and Faithful the Legislative Councillors of the Province of *Canada*, and the Knights, Citizens, and Burgesses elected to serve in the Legislative Assembly of our said Province, summoned and called to a meeting of the Provincial Parliament of our said Province, at our City of *Montreal*, on Wednesday, the nineteenth day of November instant, to have been commenced and held, and to every of you,—

GREETING:

A PROCLAMATION.

WHEREAS, on the twenty-ninth day of August, now last past, we thought fit to prorogue our Provincial Parliament to the nineteenth day of November instant, at which time in our City of *Montreal*, you were held and constrained to appear: Now Know Ye, that for divers causes and considerations, and taking into consideration the ease and convenience of our loving subjects, we have thought fit, by and with the advice of our Executive Council, to relieve you, and each of you, of your attendance at the time aforesaid; hereby convoking, and by these presents enjoining you, and each of you, that on Monday, the twenty-ninth day of December now next ensuing, you meet us, in our Provincial Parliament, in our City of *Montreal*, there to take into consideration the state and welfare of our said Province of *Canada*, and therein to do as may seem necessary.—Herein fail not.

In testimony whereof, we have caused these our Letters to be made Patent, and the Great Seal of our said Province of *Canada* to be hereunto affixed: Witness, our right trusty and well beloved the Right Honourable *Charles Theophilus*, Baron *Metcalfe*, of *Fernhill*, in the County of *Berks*, Knight Grand Cross of the Most Honourable Order of the Bath, one of our Most Honourable Privy Council, Governor General of British *North America*, and Captain General and Governor in Chief, in and over our Provinces of *Canada*, *Nova Scotia*, *New Brunswick*, and the Island of *Prince Edward*, and Vice Admiral of the same, &c. &c. &c.; at our Government House, in our City of *Montreal*, in our said Province, this fourteenth day of November, in the year of our Lord one thousand eight hundred and forty-five, and in the ninth year of our Reign.

By Command,
FELIX FORTIER,
C. C. C.

PROVINCE OF *Canada.* } *CATHCART.*

VICTORIA, by the Grace of GOD, of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c. &c. &c.

Proclamation of 24th December continuing Parliament to 7th February.

To our Beloved and Faithful the Legislative Councillors of the Province of *Canada*, and the Knights, Citizens, and Burgesses elected to serve in the Legislative Assembly of our said Province, summoned and called to a meeting of the Provincial Parliament of our said Province, at our City of *Montreal*, on Monday, the Twenty-ninth day of December instant, to have been commenced and held, and to every of you,—

GREETING:

A PROCLAMATION.

WHEREAS, on the fourteenth day of November now last past, we thought fit to prorogue our Provincial Parliament to the twenty-ninth day of December instant, at which time in our City of *Montreal*, you were held and constrained to appear: Now Know Ye, that for divers causes and considerations, and taking into consideration the ease and convenience of our loving subjects, we have thought fit, by and with the advice of our Executive Council, to relieve you, and each of you, of your attendance at the time aforesaid; hereby convoking, and by these presents enjoining you, and each of you, that on Saturday, the seventh day of February now next, you meet us, in our Provincial Parliament, in our City of *Montreal*, there to take into consideration the state and welfare of our said Province of *Canada*, and therein to do as may seem necessary.—Herein fail not.

In testimony whereof, we have caused these our Letters to be made Patent, and the Great Seal of our said Province of *Canada* to be hereunto affixed: Witness, our right trusty and well beloved Lieutenant General the Right Honourable *Charles Murray*, Earl *Cathcart*, of *Cathcart*, in the County of *Renfrew*, K. C. B., Administrator of the Government of our Province of *Canada*, and Commander of our Forces in British *North America*, &c. &c. &c.; at our Government House, in our City of *Montreal*, in our said Province, this twenty-fourth day of December, in the year of our Lord one thousand eight hundred and forty-five, and in the ninth year of our Reign.

By Command,
FELIX FORTIER,
C. C. C.

PROVINCE OF *Canada.* } *CATHCART.*

VICTORIA, by the Grace of GOD, of the United Kingdom of Great Britain and Ireland, QUEEN, Defender of the Faith, &c. &c. &c.

Proclamation of 30th January continuing Parliament to 20th March.

To our Beloved and Faithful the Legislative Councillors of the Province of *Canada*, and the Knights, Citizens, and Burgesses elected to serve in the Legislative Assembly of our said Province, summoned and called to a meeting of the Provincial Parliament of our said Province, at our City of *Montreal*, on Saturday the seventh day of February now next, to have been commenced and held, and to every of you,—

GREETING:

A PROCLAMATION.

WHEREAS, the meeting of our Provincial Parliament stands prorogued to the seventh day of February now next, nevertheless, for certain causes and considerations, we have thought fit further to prorogue the same to Friday, the twentieth day of March next, so that you, nor any of you, on the said seventh day of February next, at our City of *Montreal*, to appear or to be held and constrained, for we do will, that you, and each of you, be as to us in this matter entirely exonerated: Commanding, and by the tenor of these presents enjoining you, and every of you, and all others in this behalf interested, that on Friday the said twentieth day of March next, at our City of *Montreal* aforesaid, personally you be and appear, for the DESPATCH OF BUSINESS, to treat, do, act, and conclude upon those things which in our said Provincial Parliament, by the Common Council of our said Province, may by the favor of God be ordained.

In testimony whereof, we have caused these our Letters to be made Patent, and the Great Seal of our said Province to be hereunto affixed: Witness, our right trusty and well beloved Lieutenant General the Right Honourable *Charles Murray*, Earl *Cathcart*, of *Cathcart*, in the County of *Renfrew*, K.C.B., Administrator of the Government of our Province of *Canada*, and Commander of our Forces in British *North America*, &c. &c. &c.; at our Government House, in our City of *Montreal*, in our said Province, this thirtieth day of January, in the year of our Lord, one thousand eight hundred and forty-six, and in the ninth year of our Reign.

By Command,
FELIX FORTIER,
C. C. C.

JOURNALS

OF THE

LEGISLATIVE ASSEMBLY

OF

CANADA.

SESSION, 1846.

Veneris, 20° die Martii.

ANNO NONO, VICTORIÆ REGINÆ, 1846.

Message to attend the Administrator of the Government.

A MESSAGE from His Excellency, the Administrator of the Government, by *Frederick Starr Jarvis*, Esquire, Gentleman Usher of the Black Rod.

MR. SPEAKER:

His Excellency, the Administrator of the Government, desires the immediate attendance of this Honourable House, in the Legislative Council Chamber.

Accordingly, Mr. Speaker, with the House, went to the Council Chamber:—And being returned

Writs issued in the Recess.

Mr. *Speaker* acquainted the House, that he had issued his warrants to the Clerk of the Crown in Chancery, to make out new writs for the election of Members to serve in the present Provincial Parliament in the room of Members whose seats had become vacant; and that the Clerk of this House had received from the said Clerk of the Crown in Chancery, the following Certificates of Returns of Members, elected during the recess, upon the said new writs.

Province of *Canada.*

Office of the Clerk of the Crown in Chancery,
Montreal, 23d July, 1845.

Town of Three Rivers.

This is to certify that in virtue of a writ of election, dated the twenty-sixth day of June last past, issued by His Excellency, the Governor in Chief, and directed to the Returning Officer for the Town of *Three Rivers,* (*Louis Euzèbe Desilets,* Esquire,) for the election of one Member to represent the Town of *Three Rivers* in the present Parliament, in the room of the late *Edward Greive,* Esquire, deceased, the Honourable *Denis Benjamin Viger* has been returned as duly elected accordingly, as appears by the return to the said writ, dated the fourteenth day of July instant, which is lodged of record in my office.

FELIX FORTIER,
Clerk of the Crown in Chancery.

To W. B. LINDSAY, Esquire,
Clerk of the Legislative Assembly.

Province of *Canada.*

Office of the Clerk of the Crown in Chancery,
Montreal, 17th September, 1845.

County of Dorchester.

This is to certify that in virtue of a writ of election, dated the twenty-first day of August last past, issued by His Excellency, the Governor in Chief, and directed to the Returning Officer for the County of *Dorchester* (*Jean Bte. Bonneville,* Esquire) for the election of one Member to represent the County of *Dorchester* in the present Parliament, in the room of the late *Pierre Elzéar Taschereau,* Esquire, deceased, *Joseph André Taschereau,* Esquire, has been returned as duly elected accordingly, as appears by the return to the said writ, dated the fifteenth day of September instant, which is lodged of record in my office.

FELIX FORTIER,
Clerk of the Crown in Chancery.

To W. B. LINDSAY, Esquire,
Clerk of the Legislative Assembly.

Province of *Canada.*

Office of the Clerk of the Crown in Chancery,
Montreal, 11th March, 1846.

County of Huron.

This is to certify, that in virtue of a writ of election, dated the twenty-sixth day of January last past, issued by His Excellency, the Administrator of the Province, and directed to the Returning Officer for the County of *Huron,* (*John Macdonald,* Esquire,) for the election of one Member, to represent the County of *Huron* in the present Parliament, in the room of *William Dunlop,* Esquire, who had resigned his seat, the Honourable *William Cayley* has been returned as duly elected accordingly, as appears by the return to the said writ, dated the twenty-eighth day of February now last past, which is lodged of record in my office,

FELIX FORTIER,
Clerk of the Crown in Chancery.

To W. B. LINDSAY, Esquire,
Clerk of the Legislative Assembly.

Members take oath and their seats.

The Honourable *Denis Benjamin Viger,* Member for the Town of *Three Rivers; Joseph André Taschereau,* Esquire, Member for the County of *Dorchester;* and

the Honourable *William Cayley*, Member for the County of *Huron;* having previously taken the oath, according to law, and subscribed, before the Commissioners, the roll containing the same, took their seats in the House.

Public Officers Oath Bill.

Ordered.—That the Honourable Mr. Attorney General *Draper* have leave to bring in a Bill to indemnify certain public officers and others, who may not have taken the oaths of them, by law required.

He accordingly presented the said Bill to the House, and the same was received and read for the first time.

Mr. Speaker reports Speech.

Mr. *Speaker* then reported that, when the House did attend His Excellency, the Administrator of the Government, this day in the Legislative Council Chamber; His Excellency was pleased to make a Speech to both Houses of the Provincial Parliament; of which Mr. *Speaker* said he had, to prevent mistakes, obtained a copy, which he read to the House, and is as followeth:—

Speech.

Honourable Gentlemen of the Legislative Council, and Gentlemen of the Legislative Assembly,

The duty of opening this Session of Parliament has necessarily devolved upon me as Administrator of the Government, in consequence of the lamented departure of the late Governor General. But I am commanded at the same time to make known to you that the Queen has been graciously pleased permanently to designate me as Her Majesty's future Representative in this Province.

In announcing to you the fact of my having thus become the Successor of Lord *Metcalfe*, you will, I feel assured, concur with me in the expression of sincere regret at the painful cause which has removed this distinguished Nobleman from a Station, the Duties of which, he discharged with a zeal and ability, that on every occasion won for him the highest approbation of his Sovereign, and the respect and gratitude of the People over whom he presided as Her Representative.

The several Addresses to the Queen which were adopted during the last Session of the Legislature, have been laid at the foot of the Throne. It will be my pleasing duty to announce to you Her Majesty's gracious Replies.

I should under any circumstances have directed your early attention to the condition of the Militia Law. But the unsettled state of the Negotiations which have been for some time past carried on between the Imperial Government and that of the *United States* of *America*, renders it imperative upon me to press more immediately on your consideration the necessity of a reorganization of this arm of the public defence. I feel the most unbounded confidence that the loyalty and patriotism of every Class of Her Majesty's Subjects in *Canada* will be conspicuous, as they have been heretofore, should occasion call for their services to aid in the protection of their Country; but a well digested and uniform system is indispensable to give a fitting direction to the most zealous efforts. At the same time I feel warranted in assuring you that, while our Gracious Sovereign will ever rely on the free and loyal attachment of Her Canadian People for the defence of this Province, and the maintenance of British Connexion, Her Majesty will be prepared, as Her Predecessors have always been, to provide with promptitude and energy, corresponding with the power and resources of the Empire, for the security of Her North American Dominions.

Speech.

The subject of the Civil List, which was brought under your consideration by my predecessor, will doubtless engage your attention, when I trust to your wisdom to make such a Provision as will enable Her Majesty to give effect to your wishes, by recommending to the Imperial Parliament the requisite changes in the Act of Re-union.

Gentlemen of the Legislative Assembly,

The Financial Accounts of the Province for the past year will be immediately laid before you. The estimates for the service of the current year will be likewise submitted for your early consideration.

The necessity of providing for the prosecution and completion of the public improvements undertaken with the sanction of Parliament, will form a subject for your deliberation.

It affords me pleasure to be able to inform you that the Revenue of the past year has not fallen short of the expectations which were entertained of its amount, and I rely on your willingness to make such provision for the public service, as a due regard to the interests of the people may require.

Honourable Gentlemen, and
Gentlemen of the Legislative Assembly,

Since your last meeting, the ancient City of *Quebec* has been subjected to unexampled calamity in the successive fires which laid waste its buildings. Measures, rendered indispensable by the exigency, were adopted by my Predecessor, which will be sent down for your approval.

The sympathy and benevolence of different portions of the British Empire, were roused into active exercise by the knowledge of the severe infliction with which it had pleased Divine Providence to permit the Citizens of *Quebec* to be visited, and we have the strongest reasons for appreciating the noble generosity which has been exhibited, and which has proved how truly the inhabitants of *Canada* are felt by the people of *Great Britain*, to be Brethren and fellow subjects of the same mighty Nation. It will be for your wisdom to consider what further measures it may be proper to adopt, for the restoration of what has been thus destroyed.

The last intelligence from the Mother Country indicates a most important change in the Commercial Policy of the Empire. I had previously taken occasion to press upon Her Majesty's Government a due consideration of the effect, that any contemplated alteration might have on the interests of *Canada*. But until we have a fuller exposition of the projected Scheme, which a few days will probably bring to us, it would be premature to anticipate that the claims of this Province to a just measure of protection had been overlooked.

In these and the various other subjects affecting the prosperity of *Canada*, which may occupy you, I offer my hearty co-operation; and I earnestly trust that under the direction of an all-wise Providence, we shall be enabled to pursue a course calculated to promote the best interests, and to foster the rising growth of this rapidly advancing Colony.

On motion of Mr. *Smith*, of *Frontenac*, seconded by the Honourable Mr. *DeBleury*,

Postage.

Ordered, That the Clerk be directed to charge to the contingencies of the House, the postage on all letters not exceeding one ounce in weight, and on printed papers, to and from Members of this House, during the present Session, provided that when Petitions to this House are enclosed, the postage thereon shall be charged, without restriction as to weight.

On motion of the Honourable Mr. Attorney General *Draper*, seconded by the Honourable Mr. *Cayley*,

Speech to be considered.

Ordered, That the Speech of His Excellency, the Administrator of the Government, this day de-

livered to both Houses of the Provincial Legislature, be taken into consideration on Monday next.

To be printed. *Ordered*, That two hundred and fifty copies of the said Speech be printed in each of the English and French languages, for the use of the Members of this House.

Petition of R. Riddell, Esq., sitting Member for Oxford.

A Petition of *Robert Riddell*, Esquire, the Sitting Member for the County of *Oxford*, was presented to the House by Mr. *Smith* of *Frontenac*, and the same was received and read, setting forth:—That on the petition of *Francis Hincks*, of the City of *Montreal*, Esquire, against the election and return of your said petitioner, it was ordered by this Honourable House, on the fifteenth January, one thousand eight hundred and forty-five, "That the Petitioners "complaining of the undue election and return of "*Robert Riddell*, Esquire, for the County of *Oxford*, "and the Sitting Member for the said County, do ex- "change on or before the first day of February next, "at eleven o'clock, A. M., lists of the voters objected "to, giving the several heads of objection, and dis- "tinguishing the same against the names of the vot- "ers excepted to by them respectively; such lists to "be delivered as follows, that is to say, the list on "the part of the Petitioners to be delivered to or left "at the residence of *Simon F. Robertson*, Esquire, as "agent for the Sitting Member, at *Woodstock*, and the "list on the part of the Sitting Member to be delivered "or left at the residence of Mr. *George Henry*, at "*Woodstock*, as agent for the petitioners." That no service, as required by the said order, was ever made by the said *Francis Hincks*, nor was any such list left, as thereby directed. That the Commissioners, to whom the taking of the evidence under the said Petition was referred, did proceed, notwithstanding the protestations of your said Petitioner, to take, and did take the evidence, under the said Commission, and the said *Francis Hincks* did adduce and bring proof, for the purpose of setting aside the votes of a number of persons who had voted for your Petitioner, although there had not been served on your said Petitioner, or left with or at the residence of the said agent of your said Petitioner, any such list, containing either the names of the voters objected to, or the nature of the objections to be brought against them, as required by the order of your Honourable House, nor, in fact, was any list whatsoever delivered or left. That your said Petitioner was, thereby, deprived of the advantage allowed to him by law, and could not be prepared to rebut the objections so brought and urged by the said *Francis Hincks*, against certain of the voters of your said petitioner. That your Petitioner did duly serve and leave his list of objected voters, on the said *Francis Hincks* and his agent, as required by the said order, and that the said *Francis Hincks* on the scrutiny, and before the Commissioners did confine your petitioner strictly to the adduction of evidence, regarding the votes of such voters alone as were named in the said list, and did even object to any proof being offered, when the spelling of the name in the said list differed from that contained in the Poll Book. That thereby your Petitioner was greatly inconvenienced and damnified, and could not prosecute his scrutiny with advantage, and the said *Francis Hincks* obtained a great and evident advantage over your Petitioner, by being possessed of the names of objected voters, and with the nature of the objections. That the said Commissioners have, as your Petitioner believes, returned the evidence so taken by them to the Speaker of this Honourable House, and that the same will, doubtless, be in due course laid before the Committee appointed to try the merits of the said Petition. That the said non-compliance with the order of this Honourable House may not be apparent on the face of the the proceedings, so to be laid before the said Committee, and that thereby the said Committee may proceed to adjudge and determine on the merits of the said Petition, without your Petitioner being permitted or having it in his power to shew the irregularity, error, omission, and vice aforesaid; and great injustice may hereby be done to your Petitioner without the said Committee having it in their power to do justice to your said Petitioner. Wherefore your Petitioner prays the intervention of this Honourable House, and that he may be heard on the said Petition by his Counsel, and that it may be declared and resolved, that, for want of the proper service aforesaid, the said Commissioners ought not to have proceeded with the said scrutiny, and that the proceedings of the said Commissioners were and are illegal, and null and void, and that it may be ordered and resolved, that the said Committee should not receive the said Commission, or, that if received, they should not proceed therewith until proof satisfactory to this House should be offered to, and received by this Honourable House, that the said order of the said fifteenth day of January, one thousand eight hundred and forty-five was complied with.

Petition of R. Riddell, Esq., sitting Member for Oxford.

The following Petitions were severally brought up and laid on the table:—

Petitions brought up.

By Mr. *Christie*,—the Petition of *A. J. Wolff*, Esquire, of *Valcartier*, in the County of *Quebec*; the Petition of the Reverend *R. Short* and others, members of the Church of *England*, in the Parish of *Cape Cove*, in the District of *Gaspé*; and the Petition of *Joseph Cormier*, Esquire, and others of the *Magdalen Islands*, in the County and District of *Gaspé*.

By Mr. *Prince*,—the Petition of *John W. Dempsey*, of the City of *Toronto*; and the Petition of *Thomas M'Crae* and others, of that part of the Province formerly *Upper Canada*.

By Mr. *Williams*,—the Petition of *William Rowe* and others, of the Townships of *Clarke* and *Hope*, in the District of *Newcastle*.

By Mr. *Meyers*,—the Petition of the President and Board of Police of the Town of *Cobourg*.

By the Honourable Mr. *Aylwin*, the Petition of the *Quebec* Board of Trade.

By the Honourable Mr. *Viger*,—the Petition of *P. B. Dumoulin* and *P. E. Vezina*, Esquires, of *Three Rivers*.

Then, on motion of Mr. *Gowan*, seconded by the Honourable Mr. Solicitor General *Sherwood*,

The House adjourned until Monday next.

Lunæ, 23° *die Martii*.

ANNO NONO, VICTORIÆ REGINÆ, 1846.

Petitions brought up.

THE following Petitions were severally brought up and laid on the table:—

By Mr. *Woods*,—the Petition of *George W. Foot*, Esquire, and others, of the townships of *Norwich*, *Dover*, *Chatham*, and *Sombra*.

By Mr. *Colvile*,—the Petition of *Isaac Law* and others.

By Mr. *Sherwood* of *Brockville*,—the Petition of the Reverend *William H. Gunning* and others, members of the United Church of *England* and *Ireland*, in the County of *Leeds*, in the Diocese of *Toronto*.

By the Honourable Mr. *Robinson*,—the Petition of *R. Henry* and others, members of the United Church of *England* and *Ireland*, in *Cobourg* and its vicinity, in the Diocese of *Toronto*; the Petition of the Municipal Council of the District of *Simcoe*, (relating to

Petitions brought up.

the Common School Act); and the Petition of the Municipal Council of the District of *Simcoe*, (relating to a Tax on Wild Lands.)

By Mr. *Chalmers*,—the Petition of *John Urquhart* and others, of the Townships of *Trafalgar*, *Esquesing*, and *Erin*, in the *Home* and *Gore* Districts.

By Mr. *Cummings*,—the Petition of the Municipal Council of the District of *Niagara*.

By Mr. *Cameron*,—the Petition of the President, Directors, and Company of the *Great Western Rail-Road*, (relating to a Magnetic Telegraph); and the Petition of the President, Directors, and Company of the *Great Western Railroad*, (relating to certain amendments in the charter of the said Company.)

By Mr. *M'Connell*,—the Petition of *C. Jackson* and others, Trustees of the *Charleston* Academy.

By Mr. *Williams*,—the Petition of the Reverend *Jonathan Short* and others, members of the United Church of *England* and *Ireland*, in *Port Hope*.

By Mr. *Stewart* of *Bytown*,—the Petition of *Donald Cameron* of the township of *Thorah*, in the *Home* District.

By Mr. *Leslie*,—the Petition of *E. Guy*, Esquire, and others, residing on the Lower *Lachine* road; and the Petition of *Toussaint Méloche* and others, of the Parishes of *St. Geneviève*, in the Island of *Montreal*, and *St. Raphael*, in *l'Ile Bizard*.

By Mr. *Boutillier*,—the Petition of *Marie Honorine Pinsoneault* (dite *St. Joseph*) and others, the Religious Sisters of Charity of the *Hotel Dieu* of the Parish of *St. Hyacinthe*, in the County of *St. Hyacinthe*.

By Mr. *Chauveau*,—the Petition of the Reverend *George L. Lemoine* and others, of the County of *Quebec*; and the Petition of *Dominique Le François* and others, of the Parish of *St. Ambroise* de la *Jeune Lorette*.

By Mr. *Webster*,—the Petition of the Municipal Council of the District of *Wellington*.

By Mr. *Meyers*,—the Petition of *Henry Ruttan* and others, of the Township of *Hamilton*, in the District of *Newcastle*.

By Mr. *Laurin*,—the Petition of *Jean Marie Robitaille* and others, of the Parish of *L'Ancienne Lorette*; the Petition of *Pierre Bussière*, and others, of the Parishes of *St. Henri* and *St. Isidore*, in the County of *Dorchester*; and the Petition of *François Laroche*, of the Parish of *St. Augustin*, in the County of *Portneuf*.

By the Honourable Mr. *Daly*,—the Petition of *William Hall*, Esquire, and others, of the Townships of *Broughton*, *Tring*, *Forsyth*, *Lambton*, and *Leeds*, in the County of *Megantic*.

By Mr. *Ermatinger*,—the Petition of the Reverend *Thomas B. Read* and others, members of the United Church of *England* and *Ireland*, in the Parish of *Port Burwell*, in the Diocese of *Toronto*; and the Petition of the Reverend *Francis William Sandys* and others, members of the United Church of *England* and *Ireland*, in *Stewart* and other Townships, in the Diocese of *Toronto*.

By Mr. *Macdonald* of *Cornwall*,—the Petition of the President and Board of Police of the Town of *Cornwall*.

By the Honourable Mr. Solicitor General *Sherwood*,—the Petition of the Church Society of the Diocese of *Toronto*.

By Mr. *Méthot*,—the Petition of *Pierre Garette* and others, of the Parish of *St. Antoine de la Baie du Febvre*, in the County of *Yamaska*; and the Petition of *Moyse Lemire* and others, of the Parish of St. *Antoine de la Baie du Febvre*, in the District of *Three Rivers*.

By Mr. *Smith* of *Frontenac*,—the Petition of *James Pearson* and others, of the Township of *Hillier*, in the District of *Prince Edward*.

By Mr. *Hale*,—the Petition of *John Felton*, Esquire, of the Town of *Sherbrooke*, and the Petition of the Reverend *Richard Lonsdele* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*.

By Mr. *Macdonnell* of *Dundas*,—the Petition of the Municipal Council of the *Eastern District*.

Petitions read.

Pursuant to the order of the day, the following Petitions were read:—

Of *A. J. Wolff*, Esquire, of *Valcartier*, in the County of *Quebec*; praying to be indemnified for certain losses sustained by him, while superintending the construction of the road between *Metis* and the *Lake Matapediac*.

Of the Reverend *R. Short* and others, members of the Church of *England*, in the Parish of *Cape Cove*, in the District of *Gaspé*; praying that measures may be adopted for vesting in the Church Society of the Diocese of *Quebec*, for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall correspond with their share of the income arising from the same.

Of *Joseph Cormier*, Esquire, and others, of the *Magdalen Islands*, in the County and District of *Gaspé*; praying that the said Islands may not be annexed to the Island of *Prince Edward*; and that certain alterations may be made in the administration of Justice in the same.

Of *Thomas M'Crae* and others, of that part of the Province, formerly *Upper Canada*; praying for an extension of the time allowed for the completion of the *Niagara* and *Detroit* Rivers Railroad.

Of *John W. Dempsey*, of the City of *Toronto*; praying that such measures may be adopted as shall enable the Court of Queen's Bench to admit him to practise as an Attorney thereof.

Of *William Rowe* and others, of the Townships of *Clarke* and *Hope*, in the District of *Newcastle*; praying for the passing of an Act to incorporate "the *Granby* Harbour Company," with power to erect a Wharf and form a Harbour.

Of the President and Board of Police of the Town of *Cobourg*; praying that certain amendments be made to the Act establishing a Police in the said Town.

Of the *Quebec* Board of Trade; praying for certain amendments in the present rates of Customs Duties.

Of *P. B. Dumoulin* and *P. E. Vezina*, Esquires, of *Three Rivers*; praying that the revenue and management of the Common, situated within the Municipality of *Three Rivers*, be placed under the controul of the said Municipality, and for other purposes, and that a Bill to that effect be passed.

Petitions referred: Of J. W. Dempsey.

Resolved, That the Petition of *John W. Dempsey*, of the City of *Toronto*, be referred to a Select Committee, composed of Mr. *Prince*, the Honourable Mr. Solicitor General *Sherwood* and Mr. *Gowan*, to examine the contents thereof, and to report thereon with all convenient speed, by Bill or otherwise; with power to send for persons, papers, and records.

Of Thomas M'Crae and others.

Resolved, That the Petition of *Thomas M'Crae* and others, of that part of the Province, formerly *Upper Canada*, be referred to a Select Committee, composed of Mr. *Prince*, Mr. *Woods*, Mr. *Webster*, Mr. *Ermatinger*, and Mr. *Cummings*, to examine the contents thereof, and to report thereon with all convenient speed, by Bill or otherwise; with power to send for persons, papers, and records.

Of Board Police of Cobourg.

Resolved, That the Petition of the President and Board of Police of the town of *Cobourg*, be referred to a Select Committee, composed of Mr. *Meyers*, Mr. *Williams*, and Mr. *Hall*, to examine the contents thereof, and to report thereon with all convenient speed, by Bill or otherwise, with power to send for persons, papers, and records.

County of Middlesex Election.

Mr. *Williams* from the Select Committee, appointed to try the merits of the Petition of *William Notman*, Esquire, of *Dundas*, in the *Gore* District, complaining of the undue Election and Return of *Edward Ermatinger*, Esquire, to represent the County of *Middlesex*, in this present Parliament; reported that the Committee met at twelve o'clock, noon, on Saturday last, pursuant to the Statute, but were unable to proceed to business in consequence of the absence of their Chairman, Mr. *Dickson*, and Messieurs *Desaunier*, *Lacoste*, and *Taché;* they accordingly waited until one o'clock, and then directed him to report the same to the House at its next sitting;

And, further, that the Committee met this day, but Messieurs *Dickson* and *Lacoste* being again absent, they were obliged to adjourn.

County of West Halton Election.

Mr. *Williams*, Chairman of the Select Committee, appointed to try the merits of the Petition of *James Durand*, Esquire, complaining of the undue Election and Return of *James Webster*, Esquire, the Sitting Member for the West Riding of the County of *Halton;* reported that the Committee met on Saturday last, at twelve o'clock, pursuant to the Statute; but in consequence of the absence of Mr. *Lacoste* and Mr. *Chabot*, Members of the Committee, they were unable to proceed to business.

And, further, that the Committee met this morning, at ten o'clock, pursuant to adjournment, but Mr. *Lacoste* being again absent, they were obliged to adjourn without proceeding to business.

County of Oxford Election.

Mr. *Chauveau*, Chairman of the Select Committee, appointed to try the merits of the Petition of the Honourable *Francis Hincks*, of the City of *Montreal;* complaining of the undue Election and Return of *Robert Riddell*, Esquire, Sitting Member for the County of *Oxford;* reported that the Committee met on Saturday last, at twelve o'clock, pursuant to the Statute; but in consequence of the absence of Mr. *Bertrand*, Mr. *Dickson*, and Mr. *Lacoste*, Members of the Committee, they were unable to proceed to business.

And, further, that the Committee met this morning at ten o'clock, pursuant to adjournment, but Mr. *Bertrand*, Mr. *Dickson*, and Mr. *Lacoste* being again absent, they adjourned without proceeding to business.

Members to attend in their places.

Ordered, That Mr. *Dickson*, Member for the County of *Niagara*, Mr. *Desaunier*, Member for the County of St. *Maurice*, Mr. *Lacoste*, Member for the County of *Chambly*, Mr. *Taché*, Member for the County of *L'Islet*, Mr. *Chabot*, Member for the City of *Quebec*, and Mr. *Bertrand*, Member for the County of *Rimouski*, do severally attend in their places in this House to-morrow.

Magdalen Islands Bill.

Ordered, That Mr. *Christie* have leave to bring in a Bill relating to the *Magdalen Islands*, in the Gulf of *St. Lawrence*, and to enable the inhabitants, householders thereof, to establish a Municipal Council in the said Islands.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Gaspé Marriages Bill.

Ordered, That Mr. *Christie* have leave to bring in a Bill to make provision for the legal proof of certain informal marriages had, anterior to a certain date therein mentioned, before Justices of the Peace, and others, in the Inferior District of *Gaspé*, as ratified by Act of the Legislature of *Lower Canada*, but whereof no Register or Records have been kept, and for recording the same, including also certain births or baptisms and burials in the said District.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Gaspé Municipalities Bill.

Ordered, That Mr. *Christie* have leave to bring in a Bill relating to certain Municipalities in *Gaspé* not regularly established according to Law, and to remedy the defect, and for other purposes.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Gaspé General Sessions of the Peace Bill.

Ordered, That Mr. *Christie* have leave to bring in a Bill for the better Administration of Justice in the General Sessions of the Peace for *Gaspé*, and to prevent charges upon the treasury of the Province for unnecessarily summoning Jurors thereto.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Annual Visitation Bill.

Ordered, That Mr. *Christie* have leave to bring in a Bill for the annual visitation of certain Institutions in this Province, maintained in whole or in part at the Public expense; and for causing reports of the state and condition thereof to be annually laid before the Legislature, and for preventing abuses therein.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Speech considered.

The order of the day for taking into consideration the Speech of His Excellency, the Administrator of the Government, delivered to both Houses of the Provincial Legislature, at the opening of the present Session, being read,

The House proceeded accordingly to take the said Speech into consideration.

Address in answer to Speech.

Mr. *Prince* moved to resolve, seconded by the Honourable Mr. *DeBleury*, That an humble Address be presented to His Excellency, the Administrator of the Government, to thank His Excellency for His gracious Speech from the Throne at the opening of the present Session, and to assure His Excellency,

That this House respectfully offers to His Excellency its congratulations on his assumption of the Government of this Province, as Administrator, and on the determination of Her Majesty to nominate His Excellency as Her future Representative in this Province.

That this House concurs with His Excellency in expressing sincere regret at the painful cause which removed His Excellency's distinguished predecessor from a station, the duties whereof he discharged with a zeal and ability, that on every occasion won for him the highest approbation of His Sovereign, and the respect and gratitude of the people over whom he presided as Her Representative.

That this House will thankfully receive Her Majesty's most gracious replies to the several Addresses which were adopted during the last Session of the Legislature.

That the early attention of this House will be directed to the state of the Militia, the re-organization of which is, as His Excellency informs us, rendered more immediately necessary by the unsettled state of the negociations which have for some time past been carried on between the Imperial Government and that of the *United States* of *America*.

Address in answer to Speech.

That this House begs leave to assure His Excellency that Her Majesty may rely, with the most unbounded confidence, that the loyalty and patriotism of every class of Her Majesty's Subjects in Canada, will be as conspicuous as they have heretofore been, should occasion call for their services, to aid in the protection of their country; and that this House is sensible of the necessity of a well digested and uniform system to give a fitting direction to their most zealous efforts.

That this House accepts with gratitude His Excellency's assurance, that while Our Most Gracious Sovereign will ever rely on the free and loyal attachment of the Canadian people for the defence of this Province, and the continuance of British connexion, Her Majesty will be prepared, as Her Predecessors have always been, to provide with promptitude and energy corresponding with the power and resources of the Empire, for the security of Her North American Dominions.

That the subject of the Civil List, which was brought under the consideration of this House by His Excellency's Predecessor, will engage its attention, with the view of making such a provision as will enable Her Majesty to give effect to its wishes by recommending to the Imperial Parliament the requisite changes in the Act of Re-union.

That this House will immediately take into consideration the Financial Accounts of the past, as well as the Estimates for the current year.

That the expediency of providing for the prosecution and completion of the Public Improvements undertaken with the sanction of Parliament, will occupy the deliberation of this House.

That it affords this House pleasure to know that the Revenue of the past year has not fallen short of the expectations which were entertained of its amount; and that this House assures His Excellency of its willingness to make such provision for the Public Service, as the interests of the people may require.

That this House deeply deplores the unexampled calamity to which the ancient City of Quebec has been subjected, and assures His Excellency of its readiness to concur in such indispensable measures as His Excellency's Predecessor adopted on the exigency.

That this House gratefully acknowledges the sympathy and benevolence of the different portions of the British Empire, called forth by the infliction with which it pleased Divine Providence to visit the citizens of *Quebec;* and most fully appreciates the noble generosity which has been exhibited, and which has truly proved that the inhabitants of this Province are regarded by the people of Great Britain as their brethren and fellow subjects; and that it will be happy to consider any other measure which it may be proper to adopt for the restoration of that which has been destroyed.

That this House is sensible of the importance of the intelligence which has been received respecting the intended change in the commercial policy of Great Britain, and rejoices to hear that His Excellency has already pressed on Her Majesty's Government a consideration of the effect which the contemplated change might have on the interests of Canada, and sincerely hopes that when the projected scheme shall be fully developed, it will be found that the claims of this country to a just measure of protection have not been overlooked.

That this House thankfully receives the offer of His Excellency's co-operation in all measures for securing the prosperity of this Province, and earnestly trusts that under the direction of an All-wise Providence, a course will be pursued calculated to promote the best interests, and to foster the rising growth of this rapidly advancing Colony.

Amendment to Address in answer to Speech.

The Honourable Mr. *Baldwin* moved, in amendment, seconded by the Honourable Mr. *Aylwin*, that that part of the original motion, beginning with the words "That this House concurs with His Excel-"lency in expressing sincere regret," and ending with the words "over whom He presided, as Her "Majesty's Representative," be expunged, and the following inserted in lieu thereof:—"And con-"curs with His Excellency in expressing sincere "regret at the painful cause which removed His "Excellency's Predecessor from that high station."

Division on Amendment.

And a debate arising thereupon, and the question having been put on the amendment, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Armstrong, Aylwin, Baldwin, Berthelot, Boutillier, Cameron, Cauchon, Chabot, Chauveau, Desaunier, DeWitt, Drummond, Franchère, Guillet, LaFontaine, Lantier, Laurin, Leslie, Macdonald* of GLENGARY, *Macdonell* of STORMONT, *Méthot, Morin, Nelson, Price, Roblin, Rousseau,* and *Taché.*—(27.)

NAYS.

Messieurs *Boulton, Brooks, Cayley, Chalmers, Christie, Colvile, Cummings, Daly, DeBleury,* Attorney General *Draper, Duggan, Ermatinger, Foster, Gowan, Hale, Hall, Jessup, Johnston, Macdonald* of CORNWALL, *Macdonald* of KINGSTON, *Macdonell* of DUNDAS, *M'Connell, Meyers, Moffatt, Papineau, Petrie, Prince, Riddell, Robinson, Scott, Seymour, Sherwood* of BROCKVILLE, Solicitor General *Sherwood, Smith,* of FRONTENAC, Attorney General *Smith, Stewart* of BYTOWN, *Stewart* of PRESCOTT, Solicitor General *Taschereau, Viger, Watts, Webster, Williams,* and *Woods.*—(43.)

So it passed in the negative.

Division on main motion.

And a further debate arising upon the main motion, and the question having been put thereon, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Boulton, Brooks, Cayley, Chalmers, Christie, Colvile, Cummings, Daly, DeBleury,* Attorney General *Draper, Duggan, Ermatinger, Foster, Gowan, Hale, Hall, Jessup, Johnston, Macdonald* of CORNWALL, *Macdonald* of KINGSTON, *Macdonell* of DUNDAS, *M'Connell, Meyers, Moffatt, Papineau, Petrie, Prince, Riddell, Robinson, Scott, Seymour, Sherwood* of BROCKVILLE, Solicitor General *Sherwood, Smith* of FRONTENAC, Attorney General *Smith, Stewart* of BYTOWN, *Stewart* of PRESCOTT, Solicitor General *Taschereau, Viger, Watts, Webster, Williams,* and *Woods.*—(43.)

NAYS.

Messieurs *Armstrong, Baldwin, Berthelot, Boutillier, Cameron, Cauchon, Chabot, Chauveau, Desaunier, DeWitt, Drummond, Franchère, Guillet, LaFontaine, Lantier, Laurin, LeMoine, Leslie, Macdonald* of GLENGARY, *Macdonell* of STORMONT, *Méthot, Morin, Nelson, Price, Roblin, Rousseau,* and *Taché.*—(27.)

So it was carried in the affirmative, and

Address in answer to Speech.

Resolved, That an humble Address be presented to His Excellency, the Administrator of the Government, to thank His Excellency for His gracious Speech from the Throne, at the opening of the present Session, and to assure His Excellency:—

That this House respectfully offers to His Excellency its congratulations on his assumption of the Government of this Province as Administrator, and on the determination of Her Majesty to nominate His Excellency as Her future Representative in this Province.

That this House concurs with His Excellency in expressing sincere regret at the painful cause which removed His Excellency's distinguished Predecessor

Address in answer to Speech.

from a station, the duties whereof he discharged with a zeal and ability that on every occasion won for him the highest approbation of His Sovereign, and the respect and gratitude of the people over whom he presided as Her Representative.

That this House will thankfully receive Her Majesty's most gracious replies to the several Addresses which were adopted during the last Session of the Legislature.

That the early attention of this House will be directed to the state of the Militia, the re-organization of which is, as His Excellency informs us, rendered more immediately necessary by the unsettled state of the negociations which have for some time past been carried on between the Imperial Government and that of the United States of America.

That this House begs leave to assure His Excellency that Her Majesty may rely, with the most unbounded confidence, that the loyalty and patriotism of every class of Her Majesty's subjects in Canada, will be as conspicuous as they have heretofore been, should occasion call for their services, to aid in the protection of their country; and that this House is sensible of the necessity of a well digested and uniform system to give a fitting direction to their most zealous efforts.

That this House accepts with gratitude His Excellency's assurance, that while Our Most Gracious Sovereign will ever rely on the free and loyal attachment of the Canadian people for the defence of this Province, and the continuance of British connexion, Her Majesty will be prepared, as Her Predecessors have always been, to provide with promptitude and energy, corresponding with the power and resources of the Empire, for the security of Her North American Dominions.

That the subject of the Civil List, which was brought under the consideration of this House by His Excellency's Predecessor, will engage its attention, with the view of making such a provision as will enable Her Majesty to give effect to its wishes by recommending to the Imperial Parliament the requisite changes in the Act of Re-union.

That this House will immediately take into consideration the Financial Accounts of the past, as well as the Estimates for the current year.

That the expediency of providing for the prosecution and completion of the Public Improvements undertaken with the sanction of Parliament, will occupy the deliberation of this House.

That it affords this House pleasure to know, that the Revenue of the past year has not fallen short of the expectations which were entertained of its amount; and that this House assures His Excellency of its willingness to make such provision for the Public Service, as the interests of the people may require.

That this House deeply deplores the unexampled calamity to which the ancient City of *Quebec* has been subjected, and assures His Excellency of its readiness to concur in such indispensable measures as His Excellency's Predecessor adopted on the exigency.

That this House gratefully acknowledges the sympathy and benevolence of the different portions of the British Empire, called forth by the infliction with which it pleased Divine Providence to visit the citizens of *Quebec;* and most fully appreciates the noble generosity which has been exhibited, and which has truly proved that the inhabitants of this Province are regarded by the people of *Great Britain* as their brethren and fellow-subjects; and that it will be happy to consider any other measure which it may be proper to adopt for the restoration of that which has been destroyed.

That this House is sensible of the importance of the intelligence which has been received respecting the intended change in the commercial policy of *Great Britain,* and rejoices to hear that His Excellency has already pressed on Her Majesty's Government a consideration of the effect which the contemplated change might have on the interests of *Canada,* and sincerely hopes, that when the projected scheme shall be fully developed, it will be found that the claims of this country to a just measure of protection have not been overlooked.

Address in answer to Speech.

That this House thankfully receives the offer of His Excellency's co-operation in all measures for securing the prosperity of this Province, and earnestly trusts that under the direction of an All-wise Providence, a course will be pursued calculated to promote the best interests, and to foster the rising growth of this rapidly advancing Colony.

Resolution referred.

Resolved, That the said Resolution be referred to a Select Committee composed of Mr. *Prince,* Mr. *Gowan,* and Mr. *Smith* of *Frontenac,* to prepare and report the draught of an Address in answer to the Speech of His Excellency, the Administrator of the Government, to both Houses of the Legislature at the opening of the present Session of the Provincial Parliament, in conformity to the said Resolution.

Address to His Excellency the Administrator in answer to Speech.

Mr. *Prince* reported from the Select Committee appointed to draw up an Address to His Excellency, the Administrator of the Government, that they had drawn up an Address accordingly, and the same was read at the Clerk's table, and agreed to by the House, and is as followeth:—

To His Excellency, Lieutenant General, the Right Honourable Charles Murray, *Earl Cathcart of Cathcart, in the County of Renfrew, Knight Commander of the Most Honourable Military Order of the Bath, Administrator of the Government of the Province of* Canada, *and Commander of Her Majesty's Forces in British* North America, &c. &c. &c.

May it please Your Excellency:

We, Her Majesty's dutiful and loyal subjects, the Legislative Assembly of the Province of *Canada,* in Provincial Parliament assembled, humbly beg leave to thank Your Excellency for your gracious Speech from the Throne, at the opening of the present Session.

We respectfully offer to Your Excellency our congratulations on your assumption of the Administration of the Government of this Province, and on the determination of Her Majesty to nominate Your Excellency as Her future Representative therein.

We heartily concur with Your Excellency in the expression of sincere regret at the painful cause which removed Your Excellency's distinguished Predecessor from a station, the duties whereof he discharged with a zeal and ability that, on every occasion won for him the highest approbation of His Sovereign, and the respect and gratitude of the people over whom he presided, as Her Representative.

We will thankfully receive Her Majesty's most gracious replies to the several Addresses which were adopted during the last Session of the Legislature.

We assure Your Excellency that our early attention will be directed to the state of the Militia, the re-organization of which is, as Your Excellency informs us, rendered more immediately necessary by the unsettled state of the negociations which have, for some time past, been carried on between the Imperial Government and that of the *United States* of *America.*

We further beg leave to assure Your Excellency that Her Majesty may rely, with the most unbounded confidence, that the loyalty and patriotism of every class of Her Majesty's subjects in *Canada,* will be as conspicuous as they have heretofore been, should occasion call for their services to aid in the protection of their country; and that we are sensible of the

Address to His Excellency the Administrator in answer to Speech.

necessity of a well digested and uniform system to give a fitting direction to their most zealous efforts.

We accept with gratitude Your Excellency's assurance, that while Our Most Gracious Sovereign will ever rely on the free and loyal attachment of the Canadian people for the defence of this Province, and the continuance of British connexion, Her Majesty will be prepared, as Her Predecessors have always been, to provide with promptitude and energy, corresponding with the power and resources of the Empire, for the security of Her North American Dominions.

The Civil List, which was brought under our consideration by Your Excellency's Predecessor, will not fail to engage our attention, with the view of making such a provision as will enable Her Majesty to give effect to our wishes by recommending to the Imperial Parliament the requisite changes in the Act of Reunion.

We will immediately take into consideration the Financial Accounts of the past, as well as the Estimates for the current year.

The expediency of providing for the prosecution and completion of the Public Improvements, undertaken with the sanction of Parliament, will occupy our deliberate attention.

It affords us pleasure to know that the Revenue of the past year, has not fallen short of the expectations which were entertained of its amount; and we assure Your Excellency of our willingness to make such provision for the Public Service, as the interests of the people may require.

We deeply deplore the unexampled calamity to which the ancient City of *Quebec* has been subjected, and assure Your Excellency of our readiness to concur in such indispensable measures as Your Excellency's Predecessor adopted on the exigency.

We gratefully acknowledge the sympathy and benevolence of the different portions of the British Empire, called forth by the infliction with which it pleased Divine Providence to visit the citizens of *Quebec;* and most fully appreciate the noble generosity which has been exhibited, and which truly proves that the inhabitants of this Province are regarded by the people of *Great Britain* as their brethren and fellow subjects; and we shall be happy to consider any other measure which it may be proper to adopt for the restoration of that which has been destroyed.

We are sensible of the importance of the intelligence which has been received, respecting the intended change in the commercial policy of *Great Britain*, and rejoice to hear that Your Excellency has already pressed on Her Majesty's Government a consideration of the effect which the contemplated change might have on the interests of *Canada*, and sincerely hope that, when the projected scheme shall be fully developed, it will be found that the claims of this Country, to a just measure of protection, have not been overlooked.

We thankfully receive the offer of Your Excellency's co-operation in all measures for securing the prosperity of this Province, and earnestly trust that, under the direction of an all-wise Providence, a course will be pursued calculated to promote the best interests, and to foster the rising growth, of this rapidly advancing Colony.

Ordered, That the said Address be engrossed.

Resolved, That the said Address be presented to His Excellency, the Administrator of the Government, by the whole House.

Ordered, That such Members of this House, as are of the Honourable the Executive Council of this Province, do wait upon His Excellency, the Administrator of the Government, to know His Excellency's pleasure, when He will be attended by this House with its Address.

The Honourable Mr. Attorney General *Draper*, one of the Members of the Executive Council, rose in his place and acquainted Mr. *Speaker* and the House, that His Excellency, the Administrator of the Government, will receive the House, with its Address, to-morrow, at three o'clock, P. M., at the Government House.

Then, on motion of Mr. *Macdonell* of *Dundas*, seconded by the Honourable Mr. *DeBleury*,

The House adjourned.

Martis, 24° die Martii.

Anno Nono, Victoriæ Reginæ, 1846.

House attend His Excellency the Administrator with the Address in answer to Speech.

At the hour appointed, Mr. *Speaker* and the House attended upon His Excellency, the Administrator of the Government, with the Address of the House,

And being returned.

Members attend in their places, according to order.

According to order, *Etienne Paschal Taché*, Esquire, Member for the County of *L'Islet; Francois Desaunier*, Esquire, Member for the County of *St. Maurice;* and *Jean Chabot*, Esquire, Member for the City of *Quebec*, who were absent on the twenty-first instant, from the Select Committees, appointed to try the merits of the Petition of *William Notman*, Esquire, of *Dundas*, in the *Gore* District, complaining of the undue Election and Return of *Edward Ermatinger*, Esquire, to represent the County of *Middlesex*, in this present Parliament; and of the Petition of *James Durand*, Esquire, complaining of the undue Election and Return of *James Webster*, Esquire, the Sitting Member for the *West Riding* of the County of *Halton;* severally attended in their places in this House.

Mr. *Taché*

Mr. *Taché* rose in his place, and having given satisfactory reasons for not being present at the meeting of the Select Committee, for the trial of the *Middlesex* contested Election, on the twenty-first instant, and having verified the same upon oath,

On motion of Mr. *Williams*, seconded by Mr. *Petrie*,

Excused.

Resolved, That Mr. *Taché* having given satisfactory reasons for not being present at the meeting of the Select Committee, for the trial of the *Middlesex* contested Election, on the twenty-first instant, and having verified the same upon oath, be now excused for such non-attendance.

Mr. *Desaunier*

Mr. *Desaunier* rose in his place, and having given satisfactory reasons for not being present at the meeting of the Select Committee for the trial of the *Middlesex* contested Election on the twenty-first instant, and having verified the same upon oath,

On motion of Mr. *Williams*, seconded by Mr. *Petrie*,

Excused.

Resolved, That Mr. *Desaunier* having given satisfactory reasons for not being present at the meeting of the Select Committee, for the trial of the *Middlesex* contested Election, on the twenty-first instant, and having verified the same upon oath, be now excused for such non-attendance.

Mr. *Chabot*

Mr. *Chabot* rose in his place, and having given satisfactory reasons for not being present at the meeting of the Select Committee, for the trial of the contested Election for the *West Riding* of the County of *Halton*, on the twenty-first instant, and having verified the same upon oath,

On motion of Mr. *Williams*, seconded by Mr. *Petrie*,

Excused.

Resolved, That Mr. *Chabot* having given satisfactory reasons for not being present at the meeting

of the Select Committee, for the trial of the contested Election for the *West Riding* of the County of *Halton*, on the twenty-first instant, and having verified the same upon oath, be now excused for such non-attendance.

Members called and do not appear.

Mr. *Dickson*, Member for *Niagara*; Mr. *Lacoste*, Member for the County of *Chambly*; and Mr. *Bertrand*, Member for the County of *Rimouski*; having been severally called, according to order, did not appear.

Mr. Speaker reports attendance of the House on His Excellency the Administrator, with the Address in answer to Speech.

Mr. Speaker then reported that the House had, this day attended upon His Excellency the Administrator of the Government, with their Address in answer to the Speech of His Excellency to both Houses of the Legislature, at the opening of the present Session of the Provincial Parliament; to which His Excellency was pleased to make the following answer:—

His Excellency's Answer.

Gentlemen of the Legislative Assembly,

I cordially thank you for this Address, and for the evidence it affords, of your earnest desire to co-operate with me in every measure that may be calculated to promote the best interests of *Canada*.

I highly appreciate your congratulations upon the distinguished mark of Her Majesty's favour, which the Queen has been graciously pleased to confer upon me.

Report, state of the Library.

Mr. Speaker communicated to the House a Report, received from the Librarian, of the present state of the Library of the House, pursuant to a Standing Order of the 19th June, 1841.

The said Report is as followeth:—

LIBRARY, LEGISLATIVE ASSEMBLY,
20th March, 1846.

The Librarian has the honour to report, for the information of your Honourable House, that, during the past recess, the extensive and valuable selection of books recommended to be procured by the Library Committee of the last Session, (*Vide* Journals 1844–5, pages 203 and 4, 378 to 380) have, with few exceptions, been duly received. This collection embraces continuations for the two past years, of all the periodical works previously in the Library, together with many new and important publications in the various branches of French and English literature, which, it is hoped, will materially enhance the usefulness of the Library for general reference, and meet the approbation of your Honourable House.

In the class of French literature, a considerable addition has been made, and the necessity for this will be apparent, on considering that in this important branch no purchases have been made since the Union of the Provinces in 1841, which had left a vacuum, particularly in Law and History, it became highly desirable to fill up, in order to place the Library, in point of utility, on a par with those of other Legislative Institutions on this Continent.

Agreeably to the order of your Honourable House of the 27th March, 1845, measures have been taken to facilitate to Members, access to the Library, by the construction of a staircase thereto from the inner lobby of the House, thereby removing much of the inconvenience hitherto occasioned by its unavoidable location in a part of the building so distant from the Legislative Chamber.

The numerous additions that have been made to the Library since the year 1842, when the last catalogue was printed, have rendered it advisable to prepare a new one, which has accordingly been done, and copies thereof will be distributed to Honourable Members without delay. In the compilation of the new catalogue, the same plan has been pursued which was adopted on the previous occasion, viz., by classification according to the subject matter of the works, with an index of authors' names appended at the end; but much care has been bestowed on its preparation. The classification and general arrangement has been rendered more complete, and every effort made to render it, as much as possible, an improvement upon its predecessor. It also contains, in addition to the works procured since 1842, a catalogue of the valuable class of books relating to the history of *America*, which at the period above-mentioned were at *Quebec*, and have since been brought up and incorporated with the rest of the collection. Report, state of the Library.

Various additions have been made to this collection since last Session; a list of which, as they were not included among the books ordered by the Library Committee of last Session, is appended to this Report.

List of works relating to the History of *America*, added to the Library since last Session—

Anspach's Newfoundland; 8vo. London, 1827.
Burgoyne's Campaign; 12mo. Albany, 1844.
Bibliotheca Americana; 4to. London, 1789.
Bollan's Importance of Cape Breton; 8vo. London, 1746.
Burnsby's Travels in North America; 4to. London, 1798.
Burton's English Empire in America; 12mo. London, 1685.
Bollan on the Right to the American Fishery; 4to. London, 1764.
Bradford's American Antiquities; 8vo. New York, 1841.
Calvert's Novæ Novi Orbis Historiæ; 8vo. Genevæ, 1581.
Chevalier's History of the United States; 8vo. Boston, 1839.
Carrol's Journal of a Visit to Canada in 1776; 8vo. Baltimore, 1845.
Charlevoix's Voyage to America; 2 vols. London, 1761.
Catlin's American Indians; 2 vols. London, 1841.
Dolrizhoffer's History of the Abipones; 3 Volumes, 8vo. London, 1822.
Dehæt, Notæ et Responsis. Amsterdam, 1643.
Drake's Book of the Indians. Boston, 1841.
Denton's History of New York; 1845.
Force's Collections of American Historical Tracts; 3 Volumes. Washington, 1843.
First Voyage of Columbus. Boston, 1827.
Farmer and Moore's Historical and Literary Journal; 3 Volumes.
Farnham's Travels in California. New York, 1844.
Greenhow's Memoir on North America, and Report on National Defences of the Sea Coasts of the United States.
Halkett's Historical Notes on the Indians. London, 1825.
Hollingworth's Nova Scotia. London, 1787.
Hinton's History of the United States; 2 Volumes. London, 1830-32.
Histoire de la Guerre, Poulin de Luminan. Géneve, 1757.
Lahontan's Voyage to America; 2 Volumes, 12mo. London, 1703.
L'Encyclopédie Canadienne, par Bibaud; 8vo. Montreal, 1842-43.
Mémoires des Commissaires du Roy sur les Possessions des deux Couronnes en Amérique; 4 Volumes, 4to. Paris, 1755.
Moorsom's Letters on Nova Scotia. London, 1830.
Miller's Description of New York in 1693. London, 1843.
New York Historical Collections; 4 Volumes.
Prince and Dawson's Sermons on Reduction of Louisbourg and Quebec. London, 1760.
Popple's American Atlas, on 20 sheets folio.
Prior Documents relating to the dispute with America, 1777.

Report, state of the Library.

Pictorial History of the American Revolution.
Picturesque Tourist through the N. and E. States to Canada, 12mo. N. Y. 1844.
Proceedings of the New York Hist. Society, 8vo. 1845.
Reeve's History of Newfoundland. London, 1795.
Rélations des Jésuites pour les années 1650–51, and 1670–71. Paris.
Relation des Quatres Voyages de Colomb, par Navarette, 3 vols. Paris, 1828.
Relation du Bombardement de Québec, with an English Version. Plymouth.
Smith's Narrative of Major Andre. London, 1808.
Sagard—Le Grand Voyage du Pays des Hurons, 12mo. Paris, 1632.
Simcoe's Military Journal. N. Y. 1844.
Stone's Life of Brandt, 2 vols. 1838.
Stephen's Incidents of Travel in Yucatan, 2 vols. 1844.
Sparke's American Biography, ( ) 6 vols. 12mo.
Smith's Discovery of America, by the Northmen. London, 1839.
Transactions of the Ethnological Society.
Ten Years in Oregon; by Lee and Frost, 12mo. N. Y. 1844.
The War of the American Revolution.
Voyage de Hennepin, Edition de 1698. Utrecht.
Walker's Expedition to Canada in 1710. London, 1720.
Wynne's Account of the Colony of Newfoundland, 12mo. 1662.
Winthrop's Journal, 2 vols. Boston, 1825.
Wilke's Exploring Expeditions, 5 vols. 8vo.

The total number of Books now in the Library, exclusive of the American class, above referred to, is 8553, that class contains 960 volumes, making a total of 9513.

All which is respectfully submitted.

WILLIAM WINDER,
Librarian.

Also,

Accounts Trinity House Quebec.

Accounts of the Trinity House, *Quebec*, for the year ended the 31st December, 1845, received in conformity to the 20th Section of the Act 4 and 5 *Victoria*, Cap. 15.

(*For the said Accounts, see Appendix E.*)

Petitions brought up.

The following Petitions were severally brought up and laid on the table:—

By Mr. *Chauveau*,—The Petition of Captain *Joseph Bedard* and others, of the County of *Quebec*; the Petition of the Reverend *P. Roy* and others, of the County of *Quebec*; the Petition of *J. B. Trudel*, Esquire, and others, of the County of *Quebec*; the Petition of *Jacques Légaré*, Esquire, Mayor, of the Councillors and others, of the Municipality of the Parish of *Ste. Foye*, in the District of *Quebec*; and the Petition of *Jean Baptiste Pagé* and others, inhabitants of the Parish *L'Ancienne Lorette*.

By Mr. *Meyers*,—The Petition of the Municipal Council of the District of *Victoria* (relating to the Municipal Council Act); the Petition of the Municipal Council of the District of *Victoria* (relating to a macadamized road); and the Petition of the Municipal Council of the District of *Victoria* (relating to a Railroad Company).

By Mr. *Petrie*,—The Petition of *George Roe* and others, of the County of *Russell*.

By Mr. *Price*,—The Petition of the District Council of the *Home* District; the Petition of *John Grubb* and others, inhabitants of the Township of *York* and of the Gore of *Toronto*; and the Petition of the Reverend *W. Adam* and others, Unitarian Christians of the City of *Toronto*.

By Mr. *LeMoine*,—The Petition of *A. Sauvageau* and others, of the County of *Huntingdon*.

Petitions brought up.

By the Honourable Mr. Attorney General *Smith*,—The Petition of *William Workman* and others, of the District of *Montreal*.

By Mr. *Macdonell* of *Dundas*,—The Petition of *Wishe Tegarehontie* and others, Chiefs and Warriors, *Iroquois*, *Algonquins* and *Nipissings*, of *St. Regis* and other places.

By Mr. *Jessup*,—the Petition of the Reverend *Robert Blakey* and others, members of the United Church of *England* and *Ireland*, in the Township of *Augusta*, in the County of *Grenville*, in the Diocese of *Toronto*.

By Mr. *Laurin*,—The Petition of *Jean Baptiste Miville Dechène*, of *St. Henry*; the Petition of *Julien Demers*, Esquire, and others of the Parishes of *Ste. Croix* and *St. Flavien* in the County of *Lotbinière*; the Petition of the Reverend *J. B. Potvin* and others, of the County of *Lotbinière*; the Petition of the Reverend *Louis Proulx* and others, of *St. Antoine de Tilly*, and other Parishes in the County of *Lotbinière*; and the Petition of the Reverend *P. Patry* and others, of the Parish of *St. Giles*, in the County of *Lotbinière*.

By Mr. *Boulton*,—The Petition of the Mayor, Aldermen and Commonalty of the City of *Toronto*.

By Mr. *Gowan*,—The Petition of the Municipal Council of the District of *Johnstown*.

By Mr. *Taché*,—The Petition of the Honourable *Antoine G. Couillard* and others, of the County of *L'Islet*.

By Mr. *Boutillier*,—The Petition of *G. Marchand* and others, of the District of *Montreal*.

By Mr. *De Witt*,—The Petition of *M. F. Valois* and others, Inhabitants and Proprietors of *Lachine* and other Parishes.

By Mr. *Méthot*,—The Petition of *L. M. Cressé* and others, of the Parish of *St. Jean Baptiste de Nicolet*.

By Mr. *Brooks*,—The Petition of *Thomas Steel* and others, of the Counties of *Sherbrooke* and *Drummond*; the Petition of *John Moore*, Esquire, and others, of *Westbury*, and other Townships; the Petition of the Municipal Council of the Municipality of *Ascot*, and the Petition of *H. N. Hill* and others, inhabitants of *Eaton* in the County of *Sherbrooke*.

By Mr. *Watts*,—The Petition of Lieutenant Colonel *P. J. Héroux* and others, landholders of the Township of *Warwick*; the Petition of the Reverend *Clovis Gagnon* and others, of the Township of *Stanfold* and places adjoining.

By Mr. Solicitor General *Taschereau*,—the Petition of *Charles Robertson*, Esquire, and others, Inhabitants of *Pointe Levi*, in the District of *Quebec*; and the Petition of *Louis Joseph Laverrier*, and others, Inhabitants of the Parish of *St. Bernard*, in the County of *Dorchester*.

By Mr. *Chabot*,—the Petition of the Directresses and Managers of the Charitable Association of the Roman Catholic Ladies of *Quebec*; the Petition of *Augustin Gauthier*, junior, of *Quebec*, Inspector of Anatomy; the Petition of the Society of Education of the District of *Quebec*; the Petition of *Roderick M'Gillis*, and others, licensed Cullers of *Quebec*, (relating to a Mutual Relief Society); the Petition of *Roderick M'Gillis* and others, Cullers and Inspectors of Timber, (relating to the *Quebec* Cullers Benevolent Society;) and the Petition of Messieurs *Burroughs* and *Huot*, Prothonotary of the Court of Queen's Bench for the District of *Quebec*.

By Mr. *Macdonald* of *Kingston*,—the Petition of *J. Ferrier*, Esquire, and others, Inhabitants of the Province of *Canada*; and the Petition of *Henry Gildersleeve* and others.

By Mr. *Smith* of *Frontenac*,—the Petition of the Venerable *George O'Kill Stuart*, L.L.D., and others members of the United Church of *England* and *Ire-*

Petitions brought up.

land, in the Parish of *St. George*, *Kingston*, in the Diocese of *Toronto*.

By the Honourable Mr. *Aylwin*,—the Petition of *Thomas Ainslie Young*, Esquire, of the City of *Quebec;* and the Petition of the *Quebec* Board of Trade, (relating to a Custom House.)

County of West Halton Election.

Mr. *Williams*, Chairman of the Select Committee appointed to try the merits of the Petition of *James Durand*, Esquire, complaining of the undue Election and Return of *James Webster*, Esquire, the Sitting Member for the *West Riding* of the County of *Halton*, reported that the Committee met this morning at ten o'clock, pursuant to adjournment; but, in consequence of the absence of Mr. *Lacoste*, a Member of the Committee, they were unable to proceed to business.

County of Middlesex Election.

Mr. *Williams*, from the Select Committee appointed to try the merits of the Petition of *William Notman*, Esquire, of *Dundas*, in the *Gore* District, complaining of the undue Election and Return of *Edward Ermatinger*, Esquire, to represent the County of *Middlesex* in this present Parliament, reported that the Committee met this day, pursuant to adjournment; but could not proceed to business, in consequence of the absence of their Chairman Mr. *Dickson*, and of Mr. *Lacoste*.

County of Oxford Election.

Mr. *Chauveau*, Chairman of the Select Committee appointed to try the merits of the Petition of the Honourable *Francis Hincks*, of the City of *Montreal*, complaining of the undue Election and Return of *Robert Riddell*, Esquire, Sitting Member for the County of *Oxford*, reported that the Committee met this morning at ten o'clock, pursuant to adjournment; but, in consequence of the absence of Mr. *Dickson*, Mr. *Lacoste*, and Mr. *Bertrand*, Members of the Committee, they were unable to proceed to business.

Members to attend in their places.

Ordered, That Mr. *Dickson*, Member for the Town of *Niagara;* Mr. *Lacoste*, Member for the County of *Chambly*, and Mr. *Bertrand*, Member for the County of *Rimouski*, do severally attend in their places in this House at the next Sitting thereof.

County of Oxford Election.

Mr. *Smith* of *Frontenac*, moved, seconded by Mr. *Macdonell* of *Dundas*, that the Select Committee appointed to try the merits of the Petition of the Honourable *Francis Hincks*, of the City of *Montreal*, complaining of the undue Election and Return of *Robert Riddell*, Esquire, Sitting Member for the County of *Oxford*, having been unavoidably reduced to less than nine Members, and having so continued for the space of three Sitting days, is dissolved.

On motion of Mr. *Hall*, seconded by Mr. *Duggan*, *Ordered*, That the further consideration of the said motion be postponed until Thursday next.

County of West Halton Election.

Ordered, That the Select Committee appointed to try the merits of the Petition of *James Durand*, Esquire, complaining of the undue Election and Return of *James Webster*, Esquire, the Sitting Member for the *West Riding* of the County of *Halton*, have leave to adjourn until Monday next at ten o'clock, A. M., in consequence of the Commission issued thereon not having been returned.

Message from His Excellency the Administrator.

The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, delivered to Mr. Speaker a Message from His Excellency the Administrator of the Government, signed by His Excellency.

And the said Message was read by Mr. Speaker, all the Members of the House being uncovered, and is as followeth:—

CATHCART.

Message from His Excellency the Administrator.

The Administrator of the Government transmits, for the information of the Legislative Assembly, Copies of the Despatches from the Secretary of State enumerated in the annexed Schedule, conveying the gracious Answers which the Queen has been pleased to direct to be returned to the several Addresses to Her Majesty adopted during the last Session.

GOVERNMENT HOUSE,
24th March, 1846.

SCHEDULE of Despatches accompanying Message of the 24th March, 1846. Despatches.

NO.	DATE.	SUBJECT.
	1845.	
365	3d April.....	In reply to Address of Assembly respecting Duties on Colonial built Shipping.
393	20th June.....	In reply to Address of Assembly on behalf of Alexander M'Leod.
396	26th June.....	In reply to joint Address on behalf of Mr. Crooks.
404	30th July.....	In reply to Address of Assembly, praying for a reduction of Duty on Canadian Tobacco.
	1846.	
17	3d February	In reply to joint Address on the subject of the regulation of Colonial Trade and Navigation, and the extension of the privileges of Naturalization when conferred by Provincial enactment.
20	3d February	In reply to joint Address respecting the use of the French language in Legislative Records.

(Copy.)
No. 365.

DOWNING STREET,
3rd April, 1845.

MY LORD,

I have laid before the Queen the Address to Her Majesty, from the Legislative Assembly of *Canada*, enclosed in your Despatch of the 3rd of February last, No. 213, and deprecating the imposition of Duties, by any Parliamentary enactment, upon Shipping built within Her Majesty's Colonial Dominions.

I have received Her Majesty's Commands to instruct your Lordship to assure the House of Assembly, that no such measures as those referred to in the Address, have ever been contemplated by Her Majesty's Government.

I have, &c.

(Signed,) STANLEY.

The Right Honourable
Lord METCALFE, G. C. B.,
&c. &c. &c.

(Copy.)
No. 393.

DOWNING STREET,
20th June, 1845.

MY LORD,

I have to acknowledge the receipt of your Lordship's Despatch of the 7th April, in which you enclose an Address to the Queen from the Legislative Assembly of *Canada*, and a Report from a Committee of that House, bringing under the consideration of Her Majesty the losses sustained by *Alexander M'Leod*, in consequence of his imprisonment in the *United States*, on the charge of having assisted in the destruction of the *Caroline*.

I have laid this Address before the Queen, and have received Her Majesty's Commands to instruct your Lordship to acquaint the House of Assembly, that Her Majesty cannot acknowledge that *Alexander M'Leod* has a valid title to be indemnified at the expense of Her Majesty's Treasury for the losses which

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he may have incurred by the proceedings instituted against him by the authorities of the *United States* of *America*, in the year 1840. Her Majesty omitted no practicable effort to obtain for *Alexander M'Leod* redress from the Government, and from the legal Tribunals of the *United States*, and must decline to admit any further responsibility on his account.

I have, &c.

(Signed,) STANLEY.

The Right Honourable
Lord METCALFE, G. C. B.,
&c. &c. &c.

(Copy.)
No. 396.

DOWNING STREET,
26th June, 1845.

MY LORD,

I have received and laid before the Queen the joint Address to Her Majesty from the Legislative Council and the Legislative Assembly of *Canada*, which accompanied your Despatch, No. 247, of the 8th April, praying that Her Majesty would cause measures to be adopted for procuring indemnification from the Government of the *United States* for Mr. *Crooks*, whose vessel, the *Lord Nelson*, was captured by an American Cruiser previously to the Declaration of War in 1812; and further praying that, if indemnification be withheld, Her Majesty would cause such other proceedings to be adopted as would have the effect of obtaining redress for Mr. *Crooks*.

Her Majesty has commanded me to instruct Your Lordship to acquaint the Houses of Legislature, that the conclusive opinions which have, at different times, been pronounced by the Legal Advisers of the Crown upon Mr. *Crooks*' application for redress, preclude Her Majesty's Government from remonstrating with the Government of the *United States* upon this subject with any prospect of success, and that Her Majesty, not having any means at Her disposal of affording Mr. *Crooks* indemnification for his loss, is unable to comply with the application preferred on his behalf by the two Houses of Legislature in *Canada* for relief in some other shape.

I have, &c.

(Signed,) STANLEY.

The Right Honourable
Lord METCALFE, G. C. B.,
&c. &c. &c.

(Copy.)
No. 404.

DOWNING STREET,
30th July, 1845.

MY LORD,

I have received and laid before the Queen, Your Lordship's Despatch, No. 249, of the 10th of April, enclosing a Petition from the Legislative Assembly of *Canada*, praying for a reduction in the Duty upon Tobacco grown in that Province, when imported into *Great Britain*.

I have to inform Your Lordship, in answer, that Her Majesty has been pleased to receive this Petition very graciously. But as the principle of equalizing the Duties on Foreign and Colonial Tobacco has been so recently decided upon in Parliament, I have not felt myself at liberty to bring that subject again under the consideration of the Legislature.

I have, &c.

(Signed) STANLEY.

The Right Honourable
The Lord METCALFE, G. C. B.,
&c. &c. &c.

Despatches.

(Copy.)
No. 17.

DOWNING STREET,
3rd February, 1846.

MY LORD,

On the 18th September last, my Predecessor in this Office, in his confidential Despatch of that date, No. , promised that the views of Her Majesty's Government on the subjects embraced in the joint Address of the two Houses of the Canadian Legislature, of the of , should be signified to Lord *Metcalfe*, as soon as might be possible after the meeting of the Cabinet in November last.

Circumstances, to which it is needless to refer to more particularly, having prevented the fulfilment of that intention by Lord *Stanley* himself, it now devolves on me to carry it into execution.

I have laid before the Queen the joint Address of the two Houses, and have had the honour to submit to Her Majesty the views of Her Majesty's confidential Advisers as to the proper course to be taken in reference to each of the topics embraced in that Address.

The Queen having been pleased to approve and sanction the advice thus tendered to Her Majesty, has commanded me to explain those views to Your Lordship, for the information of the Legislative Council and Assembly, to whom Your Lordship will therefore communicate a Copy of this Despatch, as explanatory of the conclusions which Her Majesty has been pleased to adopt and sanction.

I have also to instruct Your Lordship to acquaint the two Houses of Provincial Legislature, that their Petitions, to either House of Parliament, were presented during the last Session: to the House of Lords by Lord *Stanley*, and to the House of Commons by Mr. *Hope*.

An important question was brought, in the above Address, under the notice of my predecessor, with respect to the imposition of differential Duties upon Goods brought into *Canada*, otherwise than by sea. The purpose of such Duties would avowedly be, to offer a premium upon traffic by way of the *St. Lawrence*, as compared with traffic by way of *New York*, and other parts of the *United States*.

In respect to any proposal having this object, Her Majesty's Government have to consider, in the first place, whether they shall adopt such a policy, make it their own, and introduce measures into the Imperial Parliament for the purpose of giving effect to it; in the second, whether, if they are not inclined to such a course, they shall still leave it open to the Provincial Legislature to deal with the question as one of internal, rather than of Imperial concern.

Upon the first of these points I have to acquaint you that Her Majesty's Government do not intend to propose to Parliament any measure for the imposition of new differential Duties upon Goods brought into *Canada* by land carriage and Inland Navigation. Their opinion is that both the *St. Lawrence* and the route of the *United States* have their own commercial advantages. The Imperial Statutes already throw an additional weight, which I hold to be not inconsiderable, into the scale of the former route, and I do not think it would either be advisable in the particular case, or befit the commercial policy of the British Legislature, that it should undertake further to effect the competition between them.

As a consequence of what I have already stated, you will readily infer, that I cannot authorize your Lordship to recommend the introduction of any measure of the kind, with the authority which you possess as the Representative of Her Majesty.

But on the other hand I must give a different reply to the question, whether you are to intimate disapproval of such a measure if you should find it to be unequivocally demanded by the general sentiment of

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the community, and should be presented to you for Legislative sanction.

You are aware that it is a rule of Imperial policy generally to reserve to Parliament the consideration of any question of differential or protective Duty which may arise in the Colonies. Not refusing to make due allowance for subsisting irregularities of practice in this respect, I am desirous in prospective Legislation, to adhere to this maxim. But I grant that it is more strictly applicable to maritime commerce than to the case of a Colony having direct and extended relations, along a frontier of many hundred miles, with a foreign country. Your Lordship is therefore authorized to view the question as one to be determined according to the convictions of the people of *Canada*, whatever they may be, when constitutionally brought before you in the form of a Legislative measure.

With regard, however, to the form of any such enactment, supposing it to be introduced into discussion, I would suggest what appears to Her Majesty's Government a decided improvement upon that which is employed in the Act of the last Session "for grant-"ing Provincial Duties of Customs." The lower rate of duty, when a distinction is made, should be extended to "Goods imported otherwise, than by Sea, "from a British Possession," as well as to Goods imported by Sea. The practical or commercial effect of the change might be trivial; but it would obviate an objection of general principle to an arrangement under which importation from a British Possession is, under given circumstances, made subject to a heavier burden than direct maritime importation from a foreign country.

But I have also to notice another portion of the Address of the Legislative Council and Assembly, transmitted by Lord *Metcalfe* with his Despatch of the 1845, which prays that the provisions of the English Navigation Law may be extended to the Inland Waters of *North America*.

Her Majesty's Government are of opinion that the time has not yet arrived when they would be enabled to examine that question in a manner befitting its importance.

In the preceding part of this Despatch, I have had occasion to state the principles upon which Her Majesty's Government are prepared to act with respect to the imposition in *Canada* of inland, or even of avowedly differential Duties.

Your Lordship is aware that the general maxims on which such Duties are founded, do not command the assent of Her Majesty's Government. They must be justified, if justified at all, upon the ground of special circumstances. Among the special circumstances bearing upon their merits, in the case of *Canada*, the deliberate and well ascertained inclinations of the people must hold a prominent place. I conceive that the points suggested by my review of the Customs Act of last year, and the consideration of the call for countervailing Duties to meet the effect of the *American* Drawback Act, will put me much more fully in possession than I am at present, of the state of the public sentiment in *Canada*. Her Majesty's Government would indeed pay great regard under any circumstances, to an Address from both Houses of the Provincial Legislature. But it is manifest, I apprehend, that I cannot fully appreciate the views and intentions with which the Address now under discussion was framed, until I shall have before me the proceedings of the approaching Provincial Session, and shall perceive from them, in what form, and to what degree, the Legislative Council and Assembly may be disposed to act in matters placed within their control upon the principles which the Address recommends to Parliament.

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Another reason which has had its influence in producing this conclusion has been, that there appears to be a probability of change in the Navigation Law of the *United States*, and that it would be well to know, what as yet can only be surmised of the views and intentions entertained in that country with regard to it, especially as proceedings there might have a material effect upon general opinion in *Canada*.

And I must request Your Lordship carefully to avoid anticipating the advice which Her Majesty's Government might hereafter tender to the Crown upon the subject to which this Despatch refers, as it is their intention to reserve an unfettered discretion in regard to it.

Such being the views of Her Majesty's confidential Advisers on the subject of the extension to the Inland Waters of *Canada*, of the Navigation Acts, we have not been able to advise the Queen to return any specific answer at present to so much of the joint Address as relates to that subject. Your Lordship will therefore inform the Legislative Council and Assembly that for these reasons, that part of their Address is reserved for Her Majesty's further consideration.

I am commanded by the Queen to instruct Your Lordship to signify to the Legislative Council and Assembly, that having considered that part of their joint Address which refers to an extension of the privileges of naturalization, when conferred by Provincial enactment, Her Majesty has directed that the necessary steps be taken for giving effect to their wishes. Her Majesty's Government therefore propose to recommend to Parliament the enactment of a Law for this purpose.

I have, &c.

(Signed,) W. E. GLADSTONE.

Lieutenant General,
Earl Cathcart, K. C. B.,
&c. &c. &c.

(Copy.)

No. 20.

Downing Street,
3rd February, 1846.

My Lord,

I have laid before the Queen the joint Address of the Legislative Council and Assembly of *Canada*, on the subject of the alteration of the Act for the Re-union of Canada, so far as respects the use of the French Language.

I have also laid before the Queen your Despatch of the 8th of March, 1845, No. 287, which transmits the above Address.

From regard to the wishes thus expressed by Her loyal subjects, Her Majesty is inclined to entertain the prayer of that Address, and authorizes you to make a communication accordingly to the Legislative Bodies at the opening of the Sesson.

Inasmuch, however, as it would not be practicable to obtain from Parliament, with convenience, the change which is required in the Act of Re-union so early as to take effect upon the proceedings of the coming Session in *Canada*, and as it is obviously far from desirable that reiterated applications should be made for the alteration of a Constitutional Statute of so much importance, Her Majesty's Government do not propose to take any step of that nature until I shall have become acquainted with the proceedings of the Provincial Legislature, and shall have learned whether they may give occasion for inserting in one and the same amending Bill, together with a Provision relating to the exclusive use of the English Language, another modification of the provisions of the Act of

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Re-union which might possibly become necessary under the powers conveyed to Your Lordship in my Despatch of this date, relating to the Civil List.

I have, &c.

(Signed,) W. E. GLADSTONE.

Lieutenant General,
The Earl CATHCART, K. C. B.,
&c. &c. &c.

Message, &c. to be printed.

Ordered, That two hundred and fifty copies of the said Message, and of the Documents accompanying the same, be printed in each of the English and French Languages for the use of the Members of this House.

Limits of Bytown Bill.

Ordered, That Mr. *Stewart*, of *Bytown*, have leave to bring in a Bill to define the limits of *Bytown*, and to establish a Town Council therein.

He accordingly presented the said Bill to the House, and the same was received and read for the first time and ordered to be read a second time, on Monday, the thirteenth of April next.

On motion of Mr. *Chauveau*, seconded by Mr. *Chabot*,

Quebec Turnpike Trust.

Resolved, That an humble Address be presented to His Excellency the Administrator of the Government, praying he will cause to be laid before this House, copies of all Accounts, Reports, Statements, and Documents thereto relating, which may have been transmitted to the Head of the Government from and since the month of November, 1844, to the present day, by the Trustees of the *Quebec* Turnpike Trust, pursuant to the Ordinance and Statutes relating thereto.

Ordered, That the said Address be presented to His Excellency the Administrator of the Government, by such Members of this House as are of the Honourable the Executive Council of this Province.

On motion of the Honourable Mr. Attorney General *Draper*, seconded by the Honourable Mr. Attorney General *Smith*,

House in Committee on District Courts Act of U. C.

Resolved, That this House do now resolve itself into a Committee of the whole House on the propriety of amending the Schedule to the Act passed last Session, intituled "An Act to "amend, consolidate, and reduce into one Act "the several Laws now in force establishing or "regulating the practice of District Courts in "the several Districts of that part of this Pro-"vince formerly *Upper Canada*."

The House accordingly resolved itself into the said Committee.

Mr. *Boulton* took the chair of the Committee; and after some time spent therein,

Mr. Speaker resumed the chair;

And Mr. *Boulton* reported, that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, That the said Committee have leave to sit again on Monday next.

Ordered, That when this House doth adjourn, it will adjourn until Thursday next.

Then, on motion of Mr. *Smith*, of *Frontenac*, seconded by Mr. *Boulton*,

The House adjourned.

Jovis, 26° die Martii.

ANNO NONO, VICTORIÆ REGINÆ, 1846.

A Member takes his seat.

George Monro, Esquire, Member for the Third Riding of the County of *York*, having previously taken the oath according to law, and subscribed, before the Commissioners, the roll containing the same, took his seat in the House.

County of Oxford Election.

Mr. Speaker acquainted the House, that he had received the Report of the Commissioners appointed to take evidence in the matter of the contested Election for the County of *Oxford*.

Champlain and St. Lawrence Railroad.

Mr. Speaker laid before the House, a Statement of the Affairs of the *Champlain* and *St. Lawrence* Railroad, as required by the 49th section of the Act 2nd *Wm.* IV., cap. 58, of the late Province of *Lower Canada*, for the year 1845.

The said Statement is as followeth:—

STATEMENT of the Cost of the *Champlain* and *St. Lawrence* Railroad and Appurtenances, and also the Receipts and Expenditure upon the same, together with the amount of Tonnage and Passengers transported by the Company for the Season or Year 1845, as required by the 49th section of the Act 2nd *Wm.* IV., cap. 58.

PERIOD.	No. of Passengers.	No. of Tons Freight.	Total Receipts.	Total Expenditure.
For the Year 1845.	47,855	13,514	£20,100	£14,503 13 4

Total Cost of Railroad and Appurtenances to date, £52,961 10s. 1d.

W. D. LINDSAY,
Commissioner.

Railroad Office, *Montreal*,
10th March, 1846.

I, *W. D. Lindsay*, do make oath that the present Statement is just and true in every particular to the best of my knowledge and belief.

W. D. LINDSAY.

Sworn before me this 11th March, 1846.

W. HALL. *J. P.*

Petitions brought up.

The following Petitions were severally brought up and laid on the table:—

By Mr. *Christie*,—the Petition of *T. Spruen* of *Montreal*.

By Mr. *Sherwood* of *Brockville*,—the Petition of *D. B. O. Ford* and others, of the Town of *Brockville*, in the District of *Johnstown*.

By the Honourable Mr. *Papineau*,—the Petition of the Reverend Messire *Ducharme* and others, Members of the Corporation of the College of *Ste. Thérèse de Blainville*; and the Petition of *John Morris*, Esquire.

By Mr. *Stewart* of *Bytown*,—the Petition of *Hamnett Pinhey*, Esquire, Warden of the Municipal District of *Dalhousie*.

By Mr. *Petrie*,—the Petition of *William Lough* and others, inhabitants of the County of *Russell*.

By Mr. *Cameron*,—the Petition of *John Lamb* and others, inhabitants of the Township of *Warwick*; and the Petition of *William Dixon* and others, inhabitants of the Township of *Warwick*.

By Mr. *Cummings*,—the Petition of the Reverend *John Anderson* and others, members of the United Church of *England* and *Ireland*, in the Township of *Bertie*, in the Diocese of *Toronto*.

By Mr. *Chalmers*,—the Petition of *John Lyon* and others, inhabitants of the Township of *Esquesing*, in the *Gore* District; and the Petition of *William Peacock* and others, lessees and occupants of Clergy Reserves in the Township of *Trafalgar*, in the District of *Gore*.

Petitions brought up.

By Mr. *Ermatinger*,—the Petition of *John Prince*, Esquire, President of the *Niagara* and *Detroit* Rivers Railroad Company, and others, freeholders and inhabitants of *Upper Canada*.

By the Honourable Mr. *Moffatt*,—the Petition of *John E. Mills*, Esquire, Chairman of the Committee of Management of the *Champlain* and *St. Lawrence* Railroad Company; and the Petition of the President and Governors of the *Montreal* General Hospital.

By Mr. *Woods*,—the Petition of *Richard E. Vidal*, Commander, of the Royal Navy.

By Mr. *Méthot*,—the Petition of *L. M. Cressé*, Esquire, Mayor and others, the Councillors of the Municipality of the Parish of *St. Jean Baptiste de Nicolet*.

By Mr. *Guillet*,—the Petition of *Pierre J. Trépanier* and others, of the Parish of *St. Stanislas*, in the County of *Champlain*.

By Mr. *Chauveau*,—the Petition of *Jacques Légaré*, Esquire, and others, inhabitants of the Parish of *Ste. Foye* and its neighbourhood, (relating to certain roads); and the Petition of *Jacques Légaré*, Esquire, and others, inhabitants of the Parish of *Ste. Foye* and its neighbourhood, (relating to a certain Tollgate.)

By Mr. *Duggan*,—the Petition of *Robert Easton Burns*, Esquire, Judge of the District Court of the *Home* District.

By Mr. *Prince*,—the Petition of the Reverend *William Ritchie* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Toronto*.

By the Honourable Mr. *Aylwin*,—the Petition of *Horatio N. Patton*, Esquire, and others, citizens of *Quebec*, and inhabitants of the Parish of *Point Levy*; and the Petition of *James Dean*, Esquire, and others, merchants of *Quebec*.

Petitions read.

Pursuant to the Order of the Day the following Petitions were read:—

Of *George W. Foot*, Esquire, and others, of the Townships of *Harwick*, *Dover*, *Chatham*, and *Sombra*; praying for the construction of a Road from *Chatham* to *Dover*.

Of *Isaac Law* and others; praying that the Laws relating to the solemnization and registering of marriages, and enregistering of baptisms, may be so amended as to extend the privileges thereof to the Associate Presbyterian Synod of *North America*.

Of the Reverend *William H. Gunning* and others, members of the United Church of *England* and *Ireland*, in the County of *Leeds*, in the Diocese of *Toronto*; of *R. Henry* and others, members of the United Church of *England* and *Ireland*, in *Cobourg* and its vicinity, in the Diocese of *Toronto*; of the Reverend *Jonathan Shortt* and others, members of the United Church of *England* and *Ireland*, in *Port Hope*; of the Reverend *Thomas B. Read* and others, members of the United Church of *England* and *Ireland*, in the Parish of *Port Burwell*, in the Diocese of *Toronto*; of the Reverend *Francis William Sandys* and others, members of the United Church of *England* and *Ireland*, in *Howard* and other Townships, in the Diocese of *Toronto*; of the Reverend *Robert Blakey* and others, members of the United Church of *England* and *Ireland*, in the Township of *Augusta*, in the County of *Grenville*, in the Diocese of *Toronto*; and of the Venerable *George O'Kill Stuart*, L. L. D., and others, members of the United Church of *England* and *Ireland*, in the Parish of *St. George*, *Kingston*, in the Diocese of *Toronto*; praying that measures may be adopted for vesting in the Church Society of the Diocese of *Toronto*, for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall correspond with their share of the income arising from the same.

Petitions read.

Of the Municipal Council of the District of *Simcoe*; praying that the Common School Act may be so amended that the Municipal Councils can collect as well as assess the School Taxes.

Of the Municipal Council of the District of *Simcoe*; praying to be empowered to levy a tax upon the wild lands in the said District.

Of *John Urquhart* and others, of the Townships of *Trafalgar*, *Esquesing*, and *Erin*, in the *Home* and *Gore* Districts, praying to be incorporated as a Joint Stock Company, for the purpose of constructing a Plank or Macadamized Road from *Oakville* through the said Townships.

Of the Municipal Council of the District of *Niagara*; praying that the Act 8 *Vict.* Cap. 26, imposing a certain tax on rateable property, may be repealed, so far as it relates to the said District.

Of the President, Directors and Company of the *Great Western* Railroad; praying for certain amendments to their Act of Incorporation,—and that they may be empowered to erect or contract for a Magnetic Telegraph along the line of the said road.

Of the President, Directors and Company of the *Great Western* Railroad; praying for certain amendments to the Act Incorporating the said Company.

Of *C. Jackson* and others, Trustees of the *Charleston* Academy; praying for aid in support of the said Institution.

Of *Donald Cameron*, of the Township of *Thorah*, in the *Home* District; complaining that certain lands which ought to have been granted to him and his followers by the Executive Government, have been withheld,—and praying relief.

Of *E. Guy*, Esquire, and others, residing on the Lower *Lachine* Road; praying that the whole line of the said Road may be Macadamized, or otherwise that they may be exempted from the payment of toll.

Of *Toussaint Meloche* and others, of the Parishes of *Ste. Geneviève*, in the Island of *Montreal*, and *St. Raphaël* in *l'Isle Bizard*; praying that the road from *l'Abord à Plouffe* to the village of *Ste. Geneviève* may be placed under the controul of the Commissioners of turnpike roads, to be by them improved.

Of *Marie Honorine Pinsoneault* (*dite St. Joseph*) and others, the Religious Sisters of Charity of the *Hotel Dieu* of the Parish of *St. Hyacinthe*, in the County of *St. Hyacinthe*; praying for the passing of an Act of Incorporation.

Of the Reverend *George L. Lemoine* and others, of the County of *Quebec*; praying that a new Bridge may be erected across the River *St. Charles*; or that if the present bridge be acquired from the proprietors, and placed under the controul of the Turnpike Trustees, no higher tolls may be exacted than those established by the 8th *Vict.* cap. 55.

Of *Dominique Lefrançois* and others, of the Parish of *St. Ambroise de la Jeune Lorette*; praying for the passing of an Act to exempt the District of *Quebec* from the operations of the Ordinances relating to winter vehicles.

Of the Municipal Council of the District of *Wellington*; praying for the establishment of Township Councils.

Of *Henry Ruttan* and others, of the Township of *Hamilton*, in the District of *Newcastle*; praying to be incorporated as a Joint-Stock Company, for the purpose of constructing a Road, and establishing a Ferry, from the Town of *Cobourg* to *Gore's* Landing.

Of *Jean Marie Robitaille* and others, of the Parish of *L'Ancienne Lorette*; praying for the repeal of two certain Ordinances relating to winter roads and winter vehicles, in so far as regards certain places therein mentioned.

Of *Pierre Bussière* and others, of the Parishes of *St. Henri* and *St. Isidore*, in the County of *Dorches-*

Petitions read. *ter;* praying to be continued in the possession and privileges of a Mill erected by him in the Parish of *St. Isidore,* for a certain limited time.

Of *Francois Laroche* of the Parish of *St. Augustin,* in the County of *Portneuf;* praying to be indemnified for certain expenses incurred by him as Clerk of the Division Court in the Inferior District of *Quebec.*

Of *William Hall,* Esquire, and others, of the Townships of *Broughton, Tring, Forsyth, Lambton,* and *Leeds,* in the County of *Megantic;* praying for a grant to open a road from *Tring* to *Leeds.*

Of the President and Board of Police of the Town of *Cornwall;* praying to be relieved from the payment of District Rates for the support of the Administration of Justice in Criminal Cases, and for certain amendments to their Act of Incorporation.

Of the Church Society of the Diocese of *Toronto;* praying that measures may be adopted for vesting in them, for the benefit of the Church of *England,* such a portion of the Clergy Reserve Lands as shall correspond with their share of the income arising from the same.

Of *Pierre Garette* and others, of the Parish of *St. Antoine de la Baie du Febvre,* in the County of *Yamaska;* praying that they may be allowed to use their ordinary winter vehicles and carriages.

Of *Moyse Lemire* and others, of the Parish of *St. Antoine de la Baie du Febvre,* in the District of *Three Rivers;* praying for certain amendments to the Common School Act.

Of *James Pearson* and others, of the Township of *Hillier,* in the District of *Prince Edward;* praying for a new survey of the 3d Concession of the said Township.

Of *John Felton,* Esquire, of the Town of *Sherbrooke;* praying to be compensated for loss sustained by a certain change affecting him as Agent of Crown Lands in the Districts of *Sherbrooke, Nicolet* and *Missisquoi.*

Of the Reverend *Richard Lonsdele* and others, members of the United Church of *England* and *Ireland,* in the Diocese of *Quebec;* praying that measures may be adopted for vesting in the Church Society of the Diocese of *Quebec,* for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall correspond with their share of the income arising from the same.

Of the Municipal Council of the *Eastern* District; praying for a grant of £650, to improve a certain part of the road leading from the Township of *Matilda* to the Town of *Cornwall.*

Of Captain *Joseph Bedard* and others, of the County of *Quebec;* praying that the *Dorchester* Bridge, over the River *St. Charles,* be purchased at the public expense, and moderate tolls established upon it—or that they may be permitted to build a free Bridge over the said River.

Of the Reverend *P. Roy* and others, of the County of *Quebec;* praying that the *Route Ste. Claire* to *La Jeune Lorette* may be improved at the public expense, and placed under the controul of the Trustees of the *Quebec* Turnpike Roads, under certain conditions.

Of *J. B. Trudelle,* Esquire, and others, of the County of *Quebec;* praying that the Winter Roads Ordinances be repealed, as far as regards the District of *Quebec.*

Of *Jacques Légaré,* Esquire, Mayor, and the Councillors and others of the Municipality of the Parish of *Ste. Foye,* in the District of *Quebec;* praying a further suspension of the Winter Roads Ordinances as to the District of *Quebec.*

Of *Jean Baptiste Pagé,* and others, inhabitants of the Parish of *L'Ancienne Lorette;* praying an amendment to the Act of last Session relating to the Turnpike Roads near *Quebec.*

Of the Municipal Council of the District of *Victoria;* praying for a certain amendment to the Municipal Council Act.

Petitions read. Of the Municipal Council of the District of *Victoria;* praying for aid to construct a Macadamized Road from *Madoc* to *Belleville* and to *Madawaska.*

Of the Municipal Council of the District of *Victoria;* praying that a Charter be granted to a Company, by the name of "The *Wolfe* Island, *Kingston,* and *Toronto* Railroad Company."

Of *George Roe* and others, of the County of *Russell;* praying that the share of the Clergy Reserves accruing to the Episcopal Church, may not be made over to the management of its Incorporated Societies.

Of the District Council of the *Home* District; praying for certain amendments to the Municipal Council and Common School Acts.

Of *John Grubb* and other inhabitants of the Township of *York* and of the Gore of *Toronto;* praying for an Act of Incorporation as a Plank Road Company, for the purpose of constructing a certain road.

Of the Reverend *W. Adam* and others, Unitarian Christians of the City of *Toronto;* praying that the Societies of Unitarian Christians may be placed upon an equality with other religious bodies in the Province.

Of *A. Sauvageau* and others, of the County of *Huntingdon;* praying that a Turnpike Road be made from the Village of *Laprairie* to the Province Line.

Of *William Workman* and others, of the District of *Montreal;* praying that an Act of Incorporation may be granted to a Company for the purpose of constructing a Railroad to the Province Line, to form a complete line of Railroad from *Montreal,* to *Boston* in the *United States.*

Of *Wishe Tegarihontie* and others, Chiefs and Warriors, *Iroquois, Algonquins,* and *Nepissings,* of *St. Regis* and other places; praying for the passing of an Address to Her Majesty to continue to them their annual allowances.

Of *Jean Bte. Miville Dechène,* of *St. Henry;* praying to be indemnified for the loss of his schooner while in the service of the Government in the year 1816.

Of *Julien Demers,* Esquire, and others, of the Parishes of *Ste. Croix* and *St. Flavien,* in the County of *Lotbinière;* praying that the Registry Office for the County be removed from *Lotbinière* to *Ste. Croix.*

Of the Reverend *J. B. Potvin* and others, of the County of *Lotbinière;* praying an aid to repair two Bridges in the Parish of *Ste. Croix.*

Of the Reverend *Louis Proulx* and others, of *St. Antoine de Tilly,* and other Parishes in the County of *Lotbinière;* praying that the Registry Office be removed from *Lotbinière* to *St. Antoine de Tilly.*

Of the Reverend *P. Patry* and others, of the Parish of *St. Giles,* in the County of *Lotbinière;* praying for the passing of an Act to establish the Registry Office of the said County at *St. Antoine de Tilly.*

Of the Mayor, Aldermen and Commonalty of the City of *Toronto;* praying that the duplicates of Works now in the Library of the Legislature, as well as certain Geological Specimens, may be placed in deposit in the said City for the benefit of the citizens thereof.

Of the Municipal Council of the District of *Johnstown;* praying that the existing law relating to Division Courts may be repealed or amended.

Of the Honourable *Antoine G. Couillard* and others, of the County of *l'Islet;* praying that measures be adopted to prevent the total destruction of the Wild Fowl in the said County.

Of *G. Marchand* and others, of the District of *Montreal;* praying that measures be adopted for ascertaining and compensating the damages they have sustained by the making of the *Chambly* Canal.

Of *M. F. Valois* and others, inhabitants and proprietors of *Lachine* and other Parishes; praying the extension of the *Lachine* Turnpike Road through *Pointe Claire* to *Ste. Anne's.*

Of *L. M. Cressè,* Esquire, and others, of the Parish of *St. Jean Baptiste de Nicolet;* praying that

Petitions read. Courts of Justice may be established on the south side of Lake *St. Peter* and of the River *St. Lawrence*, in the District of *Three Rivers*.

Of *Thomas Steel* and others, of the Counties of *Sherbrooke* and *Drummond*; praying that aid may be afforded to the *Quebec* and *Melbourne* Railroad Company.

Of *John Moore*, Esquire, and others, of *Westbury* and other Townships; praying that the Road from the Province line in *Hereford* to the River *St. Francis* in *Westbury* may be completed.

Of the Municipal Council of the Municipality of *Ascot*; praying for certain amendments to the Municipal Council and Common School Acts.

Of *H. N. Hill* and others, inhabitants of *Eaton*, in the County of *Sherbrooke*; praying for certain amendments to the Municipal Council and Common School Acts.

Of Lieutenant Colonel *P. J. Héroux* and others, landholders of the Township of *Warwick*; praying that a Road may be opened from the *St. Gregoire* Road through the Townships of *Aston*, *Horton*, and *Warwick*, to the line of *Arthabaska*.

Of the Reverend *Clovis Gagnon* and others, of the Township of *Stanfold* and places adjoining; praying for aid to open a Road from *Stanfold* to the *St. Francis* in *Grantham*.

Of *Charles Robertson*, Esquire, and others, inhabitants of *Point Levi*, in the District of *Quebec*; praying that the Ordinances relating to Winter Roads be repealed in so far as regards the Districts of *Quebec* and *Gaspé*, and that part of the District of *Three Rivers* which is or was in the Municipal District of *Portneuf*.

Of *Louis Joseph Laverrier* and others, inhabitants of the Parish of St. *Bernard*, in the County of *Dorchester*; praying that the Act for establishing Councils be repealed; that enregistration be rendered less expensive; that petty jurymen be paid; that a sum be granted for the improvement of the River *Chaudière*; and that an aid be granted to the poor of the Parish of St. *Bernard*.

Of the Directors and Managers of the Charitable Association of the Roman Catholic Ladies of *Quebec*; praying for aid to rebuild a house occupied by the Orphans under their care, destroyed by the late fire in the said city.

Of *Augustin Gauthier*, junior, of *Quebec*, Inspector of Anatomy; praying that a salary or other compensation be allowed him in addition to his fees under the Act.

Of the Society of Education of the District of *Quebec*; praying the usual annual aid, and an additional sum to enable them to defray the cost of reconstructing their Schools destroyed by the late great fire.

Of *Roderick M'Gillis* and others, licensed Cullers of *Quebec*; praying for a grant out of the Fees arising from the Culling and Measurement of Lumber, in aid of a relief fund for their mutual support.

Of *Roderick M'Gillis* and others, Cullers and Inspectors of Timber; praying to be incorporated as "The *Quebec* Cullers Benevolent Society."

Of Messieurs *Burroughs* and *Huot*, Prothonotary of the Court of Queen's Bench for the District of *Quebec*; praying to be authorized to have copies of the Registers of Baptisms, Marriages, and Burials of the District of *Quebec*, from the year 1681 to the present time, made for their preservation; and that a grant be made for that purpose.

Of *J. Ferrier*, Esquire, and others, inhabitants of the Province of *Canada*; praying for an Act of incorporation to enable them to construct a Railroad from *Montreal* to the waters of Lake *St. Louis*, in the Parish of *Lachine*.

Of *Henry Gildersleeve* and others; praying to be incorporated into a Company, for the purpose of constructing a Railroad from *Wolfe* Island, in the *Midland* District, to *Toronto*, in the *Home* District. Petitions read.

Of *Thomas Ainslie Young*, Esquire, of the City of *Quebec*; praying for the payment of a certain amount due him as Auditor General of Public Accounts for the Province of Lower *Canada*.

Of the *Quebec* Board of Trade; praying for a grant to provide a New Custom House in the said City.

Resolved, That the Petition of *E. Guy*, Esquire, and others, residing on the Lower *Lachine* Road, be referred to a Select Committee, composed of Mr. *Leslie*, the Honourable Mr. *Viger*, Mr. *DeWitt*, Mr. *Colvile*, and Mr. *Lemoine*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records. Petitions referred: E. Guy and others.

Ordered, That the Petition of *Toussaint Meloche* and others, of the Parishes of *Ste. Geneviève*, in the Island of *Montreal*, and *St. Raphaël*, in *l'Ile Bizard*, be referred to the said Committee. Toussaint Meloche and others.

Resolved, That the Petition of *Marie Honorine Pinsoneault* (*dite St. Joseph*) and others, the Religious Sisters of Charity of the *Hotel Dieu* of the Parish of *St. Hyacinthe*, in the County of *St. Hyacinthe*, be referred to a Select Committee, composed of Mr. *Boutillier*, Mr. *Franchère*, Mr. *Berthelot*, Mr. *Nelson*, and Mr. *Taché*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records. Sœur St. Joseph of St. Hyacinthe.

Resolved, That the Petition of the Church Society of the Diocese of *Toronto*, be referred to a Select Committee, composed of the Honourable Mr. Solicitor General *Sherwood*, the Honourable Mr. *Moffatt*, the Honourable Mr. *Aylwin*, Mr. *Gowan*, and Mr. *Boulton*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records. Church Society, Diocese Toronto.

Ordered, That the Petition of *R. Henry* and others, members of the United Church of *England* and *Ireland*, in *Cobourg* and its vicinity, in the Diocese of *Toronto*; and the Petition of the Reverend *W. H. Gunning* and others, members of the United Church of *England* and *Ireland*, in the County of *Leeds*, in the Diocese of *Toronto*, be referred to the said Committee. R. Henry and others.

Resolved, That the Petition of *Jean Marie Robitaille* and others, of the Parish of *L'Ancienne Lorette*, be referred to a Select Committee, composed of Mr. *Laurin*, the Honourable Mr. *Morin*, Mr. Solicitor General *Taschereau*, the Honourable Mr. *Laterrière*, Mr. *Taché*, and Mr. *Chauveau*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records. J.M. Robitaille and others.

Resolved, That the Petition of the Municipal Council of the District of *Niagara* be referred to a Select Committee, composed of Mr. *Cummings*, Mr. *Prince*, and Mr. *Webster*, to examine the contents thereof, and to report thereon with all convenient speed, by Bill or otherwise; with power to send for persons, papers and records. Niagara Municipal Council.

Resolved, That the Petition of the Mayor, Aldermen, and Commonalty of the City of *Toronto*, be referred to a Select Committee, composed of Mr. *Boulton*, Mr. *Price*, and the Honourable Mr. *Robinson*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records. Mayor, &c. City Toronto.

Petitions referred:

François Laroche.

Resolved, That the Petition of *François Laroche* of the Parish of *St. Augustin*, in the County of *Portneuf*, be referred to a Select Committee, composed of Mr. *Laurin*, the Honourable Mr. Attorney General *Smith*, Mr. *Leslie*, Mr. *Chabot*, Mr. *Guillet*, and Mr. *Methot*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

P. Bussière and others.

Resolved, That the Petition of *Pierre Bussière* and others, of the parishes of *St. Henri* and *St. Isidore*, in the County of *Dorchester*, be referred to a Select Committee, composed of Mr. *Laurin*, the Honourable Mr. *Daly*, Mr. Solicitor General *Taschereau*, Mr. *Boutillier*, Mr. *Desaunier*, and Mr. *Methot*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Despatch from Colonial Secretary.

The Honourable Mr. Attorney General *Draper*, one of Her Majesty's Executive Council, laid before the House, by command of His Excellency the Administrator of the Government, the following copy of a Despatch from the Colonial Secretary to His Excellency:—

(Copy.)

No. 32. Downing Street,
3d March, 1846.

My Lord,

I have to acknowledge the receipt of your Despatch of the 28th of January, No. 7, relating to the expected changes in the British Corn Law, deprecating such changes generally in the interest of *Canada*, and at the same time urging that if there be a determination on the part of Parliament to adopt them, it is much to be desired that they should not take immediate effect.

The interests of *Canada* have occupied the place to which they are justly entitled, in the deliberations of Her Majesty's Government upon this important subject, and upon others which are akin to it. At the same time, I need hardly point out to Your Lordship, that there are matters in which considerations, immediately connected with the supply of food for the people of this country, and with the employment of its population, must be paramount.

Both in respect to Corn and in respect to Timber, Her Majesty's Government have determined to propose, and to use whatever influence they may possess, for the purpose of carrying through Parliament the proposal, that the alterations about to be made should be gradual; and among the motives which have led them to this determination, has been the belief that this delay would be acceptable, and would also be advantageous to the people of *Canada*.

In order to supply you with some further evidence of their desire to consult Colonial wishes and interests in discharging their public duties, I have to direct your attention to a Schedule hereto annexed, which exhibits the duties now chargeable upon articles of Agricultural Produce when imported from the British Dominions abroad, and the changes which it is intended to make in favour of the Colonial Trade, by the immediate abolition or reduction of these duties.

I trust that *Canada* may largely avail herself of the advantages which are thus (for I venture to anticipate the favourable judgment of Parliament upon these propositions about to be submitted to it on the part of the Crown,) about to be placed within her reach. The desire of Her Majesty's Government is, that the Trade in *Canada* may in all respects approach as nearly to perfect freedom, as the dispositions of its inhabitants, and the exigencies of the Public Revenue there, may permit. And, in evidence of that desire, I may advert to my Despatch No. 19, of the 3rd of February, relating to the Provincial duty on the importation of Wheat, and may again apprize you, that it is not the intention of Her Majesty's Government to check any disposition which *Canada* may manifest, should such be the case, for the repeal of that duty by the interposition of the Prerogative. Despatch.

Further, with regard to Corn, I have much satisfaction in reflecting, that if *Canada* will have to enter into competition with the Western States of *America*, and to engage in this rivalry, when no longer covered by any protective duty, at least she will not be called to make the effort without some advantages on her side; among them I reckon her light taxation,—the assistance she has received from British credit and funds in the construction and improvement of her internal communications,—her more regular and steady course of trade with this country,—her low tariff, so favourable to improvement, and on that account powerfully tending to encourage her reciprocal commerce outwards,—some advantage in the point of proximity, as compared with the most Westerly States of the *Union*, which are also her most formidable rivals in cheapness of production; and lastly, the means of carriage without transhipments by the *St. Lawrence*, which cannot be had by the way of the *Erie* Canal. She will likewise have this in her favour, that her Corn Trade will have become a settled one of some standing, with all its arrangements made and in full operation, while any regular commerce in that article from the *United States* must be a new creation, and must go through the processes attending its self-adjustment, to circumstances as yet untried.

And if it be true that *New York* offers some advantages, as compared with *Montreal*, particularly in regard to the rate of insurance, on the other hand, I consider that the shipping of British *North America* has many advantages over that of the *United States*, in the competition for freights, as it is constructed at far less expense, and is, I must assume, navigated with equal vigour and equal economy.

It is beyond doubt that *Canada* has felt a very invigorating influence from the augmented facility of access to the British Market, which she has enjoyed since the Act of 1843, and that it has perceptibly stimulated the extension of her Agriculture; but the average prices of Wheat, during the years 1843, 1844 and 1845, have been only 50s. 10d., 51s. 3d. and 50s. 1d. respectively.

Not presuming to anticipate, within any very close limits, what are likely to be the ruling prices of this Grain, after a perfect freedom of Trade shall have been established, I yet venture to think, that the most competent persons are not generally of opinion that they will exhibit any reduction which shall place them greatly below the rates I have just cited, and as I trust we may look forward to some diminution in the cost of conveyance, between the place of growth or grinding, and *Montreal*, I cannot participate in the apprehensions of those who conceive that the measure, now under consideration, will involve ruin, or any thing approaching to it, to the Trade in Canadian Corn and Flour.

I trust, therefore, that the Agricultural Population of *Canada* will look forward without fear, to a change, of which it is probable that the effects will be far less violent, either for good, or for the partial evils which may accompany such good, than many, prompted either by their hopes or their fears, have been forward to anticipate.

I now pass to the question of Timber, which is of great moment with reference to the Trade of *Canada*, although it has not the same interest as the subject of Corn, for the mass of the Population.

I have much satisfaction in drawing Your Lordship's attention to the fact, that the Colonial Timber Trade prospers under the operation of those changes in the Law, which were enacted in 1842, and which

Despatch. had taken full effect before the end of 1843. I subjoin a statement of the number of loads of Timber brought to *England* from the Colonies in each of the last ten years, and of the number of loads of Deals brought hither in each of the last three years, during which period alone, that mode of computation has been pursued, so far as relates to this branch of Wood Trade.

The increased facilities of internal transit in this country, independently of the very great temporary demand connected with the construction of the Railways that are to effect this great improvement, promise a considerable and permanent extension of the market for foreign Wood, an extension likely to be accelerated, unless it be as to *Scotland*, by the progressive diminution of the home growth of Timber through the United Kingdom.

The description of Wood supplied by the British North American Colonies—the Yellow Pine—is not chiefly to be regarded as competing with the Wood of the *Baltic*, but rather as available for different, though concurrent uses. For example—the increase of *Baltic* Timber, tending to encourage the construction of new buildings, by supplying the best material for particular portions of them, has an effect, not in limiting, but in extending the demand for Canadian Timber, as furnishing the cheapest and most convenient material for other portions,—namely, the inward fittings of the very same fabrics.

Her Majesty's Government are not indeed prepared to assert, that the question of the relation between the Duty on Foreign Timber, and the Colonial Wood Trade ought to be adjusted with reference to this consideration alone, and you will perceive that they propose to retain a duty of 15s. per load upon Foreign Timber, which I apprehend may be considered as, upon the average, nearly covering the difference between Freights from the *Baltic*, and those Despatch. from British *North America* to the United Kingdom.

Not only are they free from the apprehension that the proposed remission of 10s. per load on Foreign Timber, and 12s. on Foreign Deals, will cause a contraction of the Trade from British *North America*, but they are sanguine in the anticipation that that Trade will continue, notwithstanding the proposed change, to extend itself.

The reduction of the Duty on Colonial Timber and Deals to a nominal amount, which took place in 1842, involved the sacrifice of a considerable Revenue, and that sacrifice may, I trust, have tended and may still serve to convince the inhabitants of *Canada*, that it has been the earnest desire of Her Majesty, in affording relief to Her people at home, by the changes effected in the Commercial Laws of the Empire, to obviate, as far as possible, the inconveniences, and to extend the benefits which those changes might tend to produce for other portions of Her Subjects.

This country has taken upon itself the serious task of reforming its own Commercial System, in opposition to what appears to be the prevailing disposition among other nations, and to bear testimony to the world, and to put in action the powerful influence of example in favour of sound principles of Trade. Her Majesty's Government trusts that the efforts of the British Legislature in this respect may be seconded, their range extended, and the example rendered yet more impressive, not only by the acquiescence, but by the approval and the active co-operation of the Legislatures and the inhabitants of the Colonies.

I have, &c.

(Signed,) W. E. GLADSTONE.

Lieut. General
The Earl *Cathcart*, K. C. B.,
&c. &c. &c. *Canada*.

SCHEDULE of certain ARTICLES OF AGRICULTURAL PRODUCE OF THE BRITISH DOMINIONS ABROAD, with the present and proposed Duties thereon, on Importation into the United Kingdom.

		Present Duty.	Proposed Duty.
		£ s. d.	£ s. d.
Pearled Barley	per cwt.	0 2 6	0 0 6
Butter	do	0 5 0	0 2 6
Buckwheat	per quarter	6d. to 0 2 6	0 1 0
Cheese	per cwt.	0 2 6	0 1 6
Hams	do	0 3 6	0 2 0
Hops	do	4 10 0	2 5 0
Maize or Indian Corn	do	From 6d. to 0 2 6	0 1 0
Do (Meal)	do	Prohibited,	0 0 4½
Potato Flour	do		0 1 0
Skins, manufactured		10 per cent. ad valorem,	5 per cent. ad valorem.
Starch	per cwt.	0 5 0	0 2 6, and after the 1st Feb., 1849, 0 1 0
Tallow	do	0 0 3	0 0 1
Tongues	do	0 2 6	0 2 0
Seeds, Canary	per bushel	0 2 0	per cwt 0 2 6
Seeds, Carraway, Do Carrot, Do Clover, Do Leek	per cwt.	0 5 0	0 2 6
Do Onions		0 10 0	0 2 6
Mustard	per bushel	0 0 6	per cwt 0 7 2
Other Seeds		5 per cent. ad valorem	2½ per cent. ad valorem.
Animals, living		Various rates	Free.
Bacon	per cwt.	0 3 6	Free.
Beef	do	0 2 0	
Cranberries	per gallon	0 0 1	
Hay	per load	0 8 0	
Salted Meat not otherwise described	per cwt.	0 2 0	
Pork, salted, (not Hams)	do	0 2 0	
Potatoes	do	0 0 1	
Other Vegetables		2½ per cent. ad valorem	

Despatches.

SCHEDULE of certain Articles of Agricultural Produce.—(*Continued.*)

Despatches.

		Present Duty.	Proposed Duty.
Barley	per quarter ...	from 2s. 6d. to 0 0 6	0 1 0
Rye	do	from 3s. to ... 0 0 6	0 1 0
Peas			
Beans			
Barley Meal	Not admitted under present law	... ...	per cwt 0 0 4½
Rye Meal			
Pea Meal			
Bean Meal			
Oats	per quarter ...	from 2s. to 0 0 6	0 1 0
Oatmeal	... ...	for 181½ lbs. from 2s. to 0 0 6	per cwt ... 0 0 4½

Number of Loads of Timber imported from the British Colonies in *North America*, in each of the last ten years.

Years.	Oak Plank 2 inches thick or upwards.	Teak.	Timber, Fir, Oak, &c., 8 inches square or upwards.	Wainscot Logs.
	Loads.	Loads.	Loads.	Loads.
1836	2	0	525,645	0
1837	2	0	545,361	0
1838	1	0	560,621	0
1839	3	0	562,398	0
1840	3	0	646,953	85
1841	2	0	633,040	0
1842	1	0	375,292	0
1843	0	0	578,172	0
1844	0	0	545,820	0
1845	0	0	796,515	0

Number of Loads of Deals imported in each of the last three years.

Years.	Loads.	Of which were from British Colonies.
1843	609,693	340,688
1844	727,456	395,066
1845	884,453	493,826

Despatch read.

Ordered, That the said Despatch be now read.

The said Despatch was read accordingly.

To be printed.

Ordered, That five hundred copies of the said Despatch be printed in each of the English and French languages for the use of the Members of this House.

County of Middlesex Election.

Mr. *Williams*, from the Select Committee appointed to try the merits of the Petition of *William Notman*, Esq., of *Dundas*, in the *Gore* District, complaining of the undue Election and Return of *Edward Ermatinger*, Esquire, to represent the County of *Middlesex* in this present Parliament, reported that the Committee met yesterday, pursuant to adjournment, but were unable to proceed to business in consequence of the absence of their Chairman Mr. *Dickson*, and of Mr. *Lacoste*.

And, further, that the Committee met again this day, but Mr. *Dickson* being again absent, they were accordingly unable to proceed with their investigation.

County of Oxford Election.

Mr. *Chauveau*, Chairman of the Select Committee appointed to try the merits of the Petition of the Honourable *Francis Hincks*, of the City of *Montreal*, complaining of the undue Election and Return of *Robert Riddell*, Esquire, Sitting Member for the County of *Oxford*, reported that the Committee met yesterday, at nine o'clock, A. M., pursuant to adjournment, but in consequence of the absence of Mr. *Dickson*, Mr. *Lacoste*, Mr. *Bertrand*, and Mr. *Smith* of *Frontenac*, they were unable to proceed to business.

And, further, that the Committee met again this day, at nine o'clock, A.M., but in consequence of the further absence of Mr. *Dickson*, Mr. *Bertrand*, and Mr. *Smith* of *Frontenac*, they were again unable to proceed to business.

Members to attend in their places.

Ordered, That Mr. *Dickson*, Member for the Town of *Niagara*; Mr. *Lacoste*, Member for the County of *Chambly*; Mr. *Bertrand*, Member for the County of *Rimouski*; and Mr. *Smith*, Member for the County of *Frontenac*, do severally attend in their places in this House, at the next sitting thereof.

J. W. Dempsey's Relief Bill.

Mr. *Prince*, from the Select Committee to which was referred the Petition of *John W. Dempsey*, of the City of *Toronto*, with power to report by Bill or otherwise, presented to the House a Bill to authorize the Courts of Queen's Bench and of Chancery in *Upper Canada*, in their discretion, to admit *John W.*

Dempsey to practise as an Attorney and Solicitor therein; which was received and read for the first time, and ordered to be read a second time on Monday next.

Niagara and Detroit Rivers Railroad.

Mr. *Prince*, from the Select Committee to which was referred the Petition of *Thomas M'Crae* and others, of that part of the Province formerly *Upper Canada*, with power to report by Bill or otherwise, presented to the House a Bill to extend the provisions of the Act of *Upper Canada* incorporating the *Niagara* and *Detroit* Rivers Railroad Company; which was received and read for the first time, and ordered to be read a second time on Thursday next.

Motion for an Address to the Queen, on the subject of the admission in the United Kingdom, on a specified duty, of flour, grain, &c.

The Honourable Mr. *Cayley* moved to resolve, seconded by the Honourable Mr. *Baldwin*, that an humble Address be presented to the Queen's Most Excellent Majesty, praying that Her Majesty will be graciously pleased to recommend to Parliament that wheat flour, and wheat and peas, and all grain and meal from all descriptions of grain and pulse, when imported into the United Kingdom from this Province, may be admitted on the payment of the smallest possible specific duty, not exceeding a penny on the quarter.

Rule of the House dispensed with.

Resolved, That the Rule of this House which requires a Notice to be given, be dispensed with as regards this motion.

The question being then put on the said motion, it was agreed to unanimously; and

Resolved accordingly.

Select Committee to prepare Address.

Resolved, That a Select Committee, composed of the Honourable Mr. *Cayley*, the Honourable Mr. *Baldwin*, and the Honourable Mr. *Moffatt*, be appointed to prepare and report the draught of an humble Address to the Queen's Most Excellent Majesty, praying that Her Majesty will be graciously pleased to recommend to Parliament that wheat flour, and wheat and peas, and all grain and meal from all descriptions of grain and pulse, when imported into the United Kingdom from this Province, may be admitted on the payment of the smallest possible specific duty, not exceeding a penny on the quarter; pursuant to the said Resolution.

Address Reported.

The Honourable Mr. *Cayley*, from the Select Committee appointed to prepare and report the draught of an humble Address to the Queen's Most Excellent Majesty, praying that Her Majesty will be graciously pleased to recommend to Parliament that wheat flour, and wheat and peas, and all grain and meal from all descriptions of grain and pulse, when imported into the United Kingdom from this Province, may be admitted on the payment of the smallest possible specific duty, not exceeding a penny on the quarter, presented to the House the Address prepared by the said Committee, which Address was again read at the Clerk's table, and agreed to by the House, and is as followeth:—

Address.

To the Queen's Most Excellent Majesty:

MOST GRACIOUS SOVEREIGN,

We, Your Majesty's most dutiful and loyal subjects, the Commons of *Canada*, in Provincial Parliament assembled, humbly approach Your Majesty for the purpose of expressing our earnest hope, that in the great changes in Commercial policy now contemplated by Your Majesty's Government, the just claims of this Province, as an integral portion of the British Empire, will not be overlooked; and that Your Majesty will be graciously pleased to recommend to Parliament that wheat flour, and wheat and peas, and all grain and meal from all descriptions of grain and pulse, imported into the United Kingdom from *Canada*, may be admitted on the payment of the smallest possible specific duty, not exceeding a penny the quarter.

Address to His Excellency to transmit Address to the Queen.

Resolved, That an humble Address be presented to His Excellency, the Administrator of the Government, informing His Excellency, that this House hath voted an Address to Her Majesty, expressing an earnest hope that, in the great changes in Commercial policy now contemplated by Her Majesty's Government, the just claims of this Province as an integral portion of the British Empire, will not be overlooked; and that Her Majesty will be graciously pleased to recommend to Parliament that wheat flour, and wheat and peas, and all grain and meal from all descriptions of grain and pulse, imported into the United Kingdom from *Canada*, may be admitted on the payment of the smallest possible specific duty, not exceeding a penny the quarter; and praying that His Excellency will be pleased to transmit the said Address to Her Majesty's Principal Secretary of State for the Colonies, to be by him laid at the Foot of the Throne.

Ordered, That the said Addresses to Her Majesty, and to His Excellency, the Administrator of the Government, be engrossed.

Ordered, That the said Addresses be presented to His Excellency, the Administrator of the Government, by the whole House.

Ordered, That such Members of this House as are of the Honourable the Executive Council of this Province, do wait upon His Excellency, the Administrator of the Government, to know His Excellency's pleasure, when he will be attended by this House with its Addresses.

On motion of Mr. *Christie*, seconded by Mr. *DeWitt*,

Bills past last Session, and reserved.

Resolved, That an humble Address be presented to His Excellency, the Administrator of the Government; praying His Excellency will be pleased to lay before this House copies of any Despatches he may have received, or such parts thereof as he shall see fit to communicate, relating to any of the Bills passed last Session, reserved for the consideration of Her Majesty; and in particular, the Bill affording a recourse to Her Majesty's Subjects in this Province having legal or just claims upon Her Majesty's Executive Government thereof.

Ordered, That the said Address be presented to His Excellency, the Administrator of the Government, by such Members of this House as are of the Honourable the Executive Council of this Province.

Messages from the Administrator of the Government.

The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, delivered to Mr. Speaker two Messages from His Excellency, the Administrator of the Government, signed by His Excellency.

And the said Messages were read by Mr. Speaker, all the Members of the House being uncovered, and are as followeth:—

CATHCART.

Post-Office, British North America.

The Administrator of the Government having received the sanction of the Imperial Government, to comply with the desire expressed by the Legislative Assembly in its last Session, transmits for their information, a copy of the Report of the Commissioners appointed by the Imperial Government, to enquire into the affairs of the Post-office in British *North America*.

(*For the said Report see Appendix F.*)

Despatches. CATHCART.

The Administrator of the Government transmits, for the information of the Legislative Assembly, Copies of the several Despatches from Her Majesty's Secretary of State, enumerated in the annexed Schedule.

GOVERNMENT HOUSE,
24th March, 1846.

SCHEDULE of Despatches accompanying the Message to the Legislative Assembly of the 24th March, 1846.

NO.	DATE.	SUBJECT.
	1845	
356	15th March....	Registration of Merchant Seamen, with Copy of a Letter from Captain Otway, R. N.
371	16th April.....	Acknowledging Copies of Congratulation to Lord Metcalfe on his elevation to the Peerage.
Military. 30	25th April.....	With Letter from the Treasury respecting Duties imposed in Canada on Articles imported for the use of Her Majesty's Troops.
424	30th August...	Sir Wm. Burnett's Preparation for Preservation of Timber from Fire.
455	6th Nov.....	Mr. Payne's ditto ditto.
456	15th "	Desertion of Merchant Seamen—in reply to Memorial of Owners and Masters of Ships trading to Quebec.
457	15th "	Remarks on the Act of last Session incorporating the St. Lawrence and Atlantic Railway Company.
458	18th "	Harris' Divorce Bill will not be confirmed by Her Majesty.
1	30th Dec.....	Respecting Act of last Session to secure the Right of Property in British Plantation Vessels
1846		
Circular,	15th January,	General Instructions relative to Colonial Railway Acts.
18	3d February,	Respecting the Customs Act of last Session.

(Copy.)

No. 356.

DOWNING STREET,
15th March, 1845.

MY LORD,

I have the honour to transmit to Your Lordship, for your consideration, the copy of a letter from Commander *Otway*, R. N., suggesting the Registration of Merchant Seamen in *Canada* and other Colonies. I find that the Lords Commissioners of the Admiralty entertain the opinion that this is not a subject which should be regulated by any Act of the Imperial Parliament, but that it should be left to the Government and Legislature of each Colony to take such measures as may appear to them necessary for effecting the Registration of Colonial Seamen.

I have, &c.

(Signed,) STANLEY.

The Right Honourable
The Lord METCALFE, G. C. B.,
&c. &c. &c.

(Copy.)

TORONTO,
9th January, 1845.

MY LORD,

Having occupied some years (between 1826 and 1829) in drawing up a Scheme for the Registry of Seamen, with a view to the prevention of desertion from both the Military and Merchant Navies, and presented it when completed to the late Lord High Admiral (afterwards published for distribution among Members of Parliament and other Officials,) I cannot but feel interested in the working of the present scheme as established by Sir *James Graham*, many of the essential parts being very similar to those suggested by me. It is therefore with unfeigned pleasure I learn that the Registry is no longer confined to *London* alone but extended to the Outports of the Kingdom. It may not however have occurred to Your Lordship, that to carry out the 9th Regulation, which imposes a penalty of £10 on Commanders of Merchant Vessels for every man they may ship as part of their crews, who may be deficient of a Registry Ticket, it will be requisite that the Registry be extended to such of our Colonies as are essentially nurseries for Seamen, in which position *Canada* stands conspicuous. Her numerous Fishing Vessels form the very cradles of infant essayists—her building Ports furnish stately Ships for the display of their matured proficiency—and the Commercial Traffic of her Merchants give employ to many thousands of first class Seamen both Native and European—among which mass of men, casualties must ever be occurring; but under the ban of £10 penalty, such casualties cannot be remedied by filling up vacancies occurring from death, sickness, &c., unless there be a Registry in *Canada*, for native Mariners, or such as can establish their adoption of the Colony as their home. The Registry, if adopted, should not extend to any other Seamen, or it will operate against the working of the system of British Certificates, and every holder of a *Canada* Certificate on arrival in *England*, should be required to exchange it for a British Ticket. By such a scheme native Mariners may be obtained from the Colony, otherwise, I imagine, there must be an especial exemption from penalty when absent from *Britain*.

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Should the Treasury be induced to extend the Registry to *Canada*, I beg respectfully to solicit that Your Lordship would be pleased to nominate me as Registrar.

I have, &c.

(Signed,) R. OTWAY,
Commander, R. N.

The Right Honourable
The Lord STANLEY,
&c. &c. &c.

(Copy.)

No. 371.

DOWNING STREET,
16th April, 1845.

MY LORD,

I have received Your Lordship's Despatch No. 229, of the 17th March, enclosing copies of the Addresses of congratulation, which have been presented to you by both Branches of the Legislature of *Canada*, and by various Public Bodies in the Province, on your elevation to the Peerage.

It is extremely satisfactory to me to learn that so unequivocal and spontaneous a manifestation of feeling has been called forth by the late distinguished mark of the Queen's approval of Your Public Services.

I have, &c.

(Signed,) STANLEY.

The Right Honourable
Lord METCALFE,
&c. &c. &c.

(Copy.)

MILITARY,
No. 30.

DOWNING STREET,
25th April, 1845.

MY LORD,

With reference to the correspondence which has passed relating to duties imposed on Supplies imported into *Canada* for the use of Her Majesty's Troops, I now transmit to Your Lordship copies of

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a letter and of its enclosures which have been received from the Board of Treasury, representing that the new Customs' Bill, passed by the Canadian Legislature, contains no exemption of provisions or other articles imported into the Province for Her Majesty's Service.

I cannot conceal from Your Lordship that this departure from an acknowledged principle observed by every Possession of the Crown has appeared to Her Majesty's Government to be ungracious; and that we are unwilling to assume that the Legislature of *Canada* deliberately purposes to impose on the British Exchequer, a burthen which it has never hitherto been called upon to bear.

I trust, therefore, that at the next meeting of the Legislature, Your Lordship will use your best endeavours with a view to obtain the exemption desired by the Lords Commissioners of Her Majesty's Treasury, it being understood of course that Her Majesty's Government would readily consent to any arrangements which might be required in order to guard against abuse.

I have, &c.

(Signed,) STANLEY.

The Right Honourable
Lord METCALFE,
&c. &c. &c.

(Copy.)

TREASURY CHAMBERS,
16th April, 1845.

SIR,

With reference to my letter of the 17th August last, and to your reply of the 12th November following relative to the duties to which certain articles imported for the use of the Troops in *Canada* were liable under an Act of the Provincial Legislature, I am commanded by the Lords Commissioners of Her Majesty's Treasury, to transmit to you, to be laid before Lord *Stanley*, copy of a Report to this Board, from Commissary General *Filder*, dated 24th ultimo, with its enclosures.*

Lord *Stanley* will perceive that in the new Customs' Bill, which has been passed by the Legislature of Canada, no exemption has been made of Provisions or other articles imported or supplied for Her Majesty's Service, and that even the Victualling Stores sent from the Government Depôt in this country, will be subject to a duty under the Act in question.

The principle of exempting from Customs' Duties, both Imperial and Colonial, all articles imported or supplied for Her Majesty's Service having been fully admitted, My Lords entertain no doubt that Lord *Stanley* will consider it right to instruct the Governor General of *Canada* to take such measures as His Lordship may see fit, with a view to the adoption of that principle in the Canadian Provinces.

If Mr. *Filder* is right in supposing that the House of Assembly objected to exempt certain articles imported into *Canada* for the use of Her Majesty's Troops from the payment of Duty, under an apprehension that the privilege might be liable to abuse, My Lords have to observe, that it does not appear that any such abuse has been practised, in other Colonies, in which the exemption is in full operation, and their Lordships cannot but suppose that arrangements which might be agreed upon between the Commissariat and the Custom House Officers, with the sanction and approval of the Governor General, would have the effect of preventing fraud in this matter.

* Customs' Duties—Resolutions to be moved by the Honourable Mr. Robinson, in Committee of the whole House, on Tuesday, the 25th of February, 1845—as amended in Committee of the whole, and agreed to by the House.

Despatches.

I am to request that the enclosure in Mr. *Filder's* Report may be returned to this Board.

I am, &c.,

(Signed,) C. E. TREVELYAN.

(Copy.)
No. 1009.

COMMISSARIAT, CANADA,
Montreal, 24th March, 1845.

SIR,

Referring to my letter of the 8th July last, and to yours of the 2nd December last, I have the honour to report, for the information of the Lords Commissioners of Her Majesty's Treasury, that a new Customs' Bill has been passed by the Legislature of this Colony, augmenting the duty on live Cattle from £1 to £1 10s. sterling per head, being about 24 per cent. on the cost of the animals, without containing any clause for exempting Cattle introduced for the use of the Troops from the operation of the Act.

The supply of Cattle in the Colony being unequal to the consumption, excepting possibly in some of the remote Districts too distant for the surplus to be available for the deficient Markets, the price of all meat furnished to the Troops, whether the produce of the country or imported, is affected by this measure to the full amount of the Duty.

A provisional Duty has also on this occasion been put on Flour, of 6d. sterling per barrel, in addition to the Imperial Duty of 2s.—without any exception being made in favour of supplies of this article, or other provisions included in the Act, when imported for the use of the Troops.

The Salt Meat for which I transmitted a demand on 8th May and is now I presume on its way from *England*, will consequently be subject to a duty of 2s. sterling per cwt.

Having perceived from the public papers that it had been stated in the House of Assembly in the course of the debates on this subject, that if the Cattle required for the use of the Troops were permitted to be imported free of Duty, the privilege would be liable to be abused for other purposes, I beg to observe that, with the co-operation of the Custom House Officers, there would I am of opinion, be no difficulty in preventing fraud on the part of the Contractors.

I have, &c.

(Signed,) W. FILDER,
C. G.

(Copy.)
No. 424.

DOWNING STREET,
30th August, 1845.

MY LORD,

I enclose herewith, the copy of a letter from Sir *William Burnett*, suggesting the importance of employing in the rebuilding of those portions of *Quebec* which have been destroyed by the late calamitous fires, wood prepared according to his plan.

I also enclose the copy of a letter from the Secretary of the Admiralty, forwarding Reports from Officers of the Dock Yard at Portsmouth, of the result of Experiments made by them to test the efficacy of this invention of preserving timber from ignition, together with a statement from the Secretary of the Patentees, showing the cost per load, of preparing Wood for purposes of building.

In addition I enclose the copy of a letter from Mr. *Jones*, suggesting the applicability of this prepared Wood to the formation of roads in the Western Division of *Canada*, and proposing that a portion of

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the sum granted by Parliament for the relief of the sufferers by the fires at *Quebec*, should be expended in the purchase of the requisite machinery and its conveyance to *Canada*. This gentleman has lately returned to the Province, and would be prepared to afford to Your Lordship any explanation which you might require on the subject.

Considering the importance of any measure which has a tendency to diminish the risk of fires in a country in which, as in *Canada*, wood is extensively used for the construction of dwelling houses, I think it right to bring these suggestions under Your Lordship's notice in case you should think them proper objects, either for expending upon them a part of the sum lately voted by Parliament for the relief of the sufferers by the fire at *Quebec*, or for making them the subject of an application to the Provincial Parliament.

I have &c.
(Signed,) STANLEY.

Governor,
The Right Honourable
Lord METCALFE, G. C. B.
&c. &c. &c.

ADMIRALTY, SOMERSET HOUSE,
31*st July*, 1845.

MY LORD,

It is not without considerable diffidence that I venture to intrude myself upon Your Lordship's attention, and indeed, I should not have done so but from the hope that the great importance of the subject, in a material point of view, will prove my best excuse for troubling you.

No one my Lord can have heard of the sad calamity which has on two occasions lately befallen the inhabitants of *Quebec*, by the conflagration of their City, without feeling desirous of preventing this from happening a third time; and this my Lord I have much satisfaction in informing you, can be done effectually, and at a comparatively small expense.

Circumstances connected with my public duties, forced upon my attention eight or nine years ago, the possibility of preventing dry rot in timber, and mildew in canvas, &c., in which I have most fully succeeded, and my method is now employed to a great extent in the Royal Dock Yards, &c., and by private gentlemen.

In pursuing my experiments I soon discovered that my preparation possessed also very valuable properties of another nature, when the composition was employed in a more concentrated form; in short, that it rendered wood, canvas, and even the finest muslin, incapable of receiving or sustaining flame; and thus either a ship, or a house, constructed of materials so impregnated, is made incapable of being burned by fire.

Having communicated this valuable property to the Lords Commissioners of the Admiralty, their Lordships were pleased, in March, 1844, to cause the most trying experiments to be made by the Officers of *Portsmouth* Dock Yard, and these having fully succeeded, orders were soon after issued, that all the Bulkheads of magazines of ships of war, and the other Bulkheads below, and also the Timber of all kinds, used in the vicinity of the fires in war steamers, should be prepared with the solution in question, and to effect this purpose, there are two powerful hydraulic machines at work in *Portsmouth* and *Chatham* Dock Yards, capable of impregnating eighteen loads of timber daily.

I fear I have already detained Your Lordship too long on this subject, but I was desirous of shewing you that it is no ephemeral matter I am endeavouring to bring under your notice, and I feel confident

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that Lord *Haddington* and Admiral Sir *George Cockburn*, or the Board of Admiralty generally, will fully confirm all I have advanced on the subject, and I shall be ready to afford Your Lordship any further information you may desire on this important business, for it is not applicable to *Quebec* alone, but the most of our other Colonies, though more especially to those of *North America*, and to any place where wood is used.

In order to give Your Lordship some idea of the value of the preparation in question, I beg to send you some pieces of Wood sawed from a large Log prepared in *Portsmouth* Dock Yard, with the minimum quantity required for rendering it uninflammable, and also a piece of canvas, in the same state; by placing a portion of either in the flame of a candle or lamp, you will at once see the effect.

The accompanying Pamphlet will shew Your Lordship, how extensively and successfully it is used.

I have, &c.
(Signed,) W. BURNETT,
Director General of the Medical Department of the Navy.

Right Honourable
Lord STANLEY.

(Copy.)

ADMIRALTY,
14*th August*, 1845.

SIR,

In reply to your letter of the 9th instant, with its enclosure from Sir *Wm. Burnett*, I am commanded by My Lords Commissioners of the Admiralty, to transmit to you for the information of Lord *Stanley* a copy of a Report from the Officers of *Portsmouth* Yard, upon the effects of his solution applied to the purpose of preventing ignition in Timber, or rather to prevent it from breaking into flame. In consequence of that Report, My Lords have ordered the Bulkheads in the holds and magazines of Her Majesty's Ships to be fitted with Timber so saturated; and it is also applied largely to the various buildings in Her Majesty's Dockyards.

I send for Lord *Stanley's* further information, a copy of a statement of the price per Load, of preparing Timber for building purposes.

I am, &c.
(Signed,) W. B. J. HAMILTON.

G. W. HOPE, Esq.,
Downing Street.

PORTSMOUTH YARD,
13*th March*, 1844.

SIR,

With reference to your directions of 1st ultimo, to make experiments as to the degree of prevention against ignition into flame which Timber, saturated with Sir *Wm. Burnett's* solution, affords comparatively with Wood of the same and unprepared, we have the honour to state, that we have very carefully instituted a series of experiments on this subject, of which the following are the results.

Eleven different kinds of Timber were tried, each piece was two feet long, five inches wide, and three inches thick. Each piece was cut into two equal parts one foot long, and one part was prepared with a strong solution of chloride of zinc, (in the proportion of 1lb of chloride to four of water,) the other part was unprepared.

Care was taken, after the preparation, to endeavour to bring both to the same degree of dryness.

Despatch.

One of the Furnaces at the Metal Mills, in which the cakes of Copper are heated previous to rolling, was selected for the experiments. The heat of this Furnace was very great.

Kind of Timber and Result of Experiments.

African Oak—The unprepared burst into a strong flame in twenty-five seconds.

The prepared continued to resist flame for two minutes, and then a weak flame began to play gently over its surface.

English Oak—Unprepared burst into flame in five seconds.

Prepared burst into flame in forty seconds, (a small flame,) at the end of ten minutes, the unprepared was rather more consumed than the other, but the difference was not considerable.

Italian Oak—Unprepared ignited into flame in fifteen seconds.

Prepared into a small flame in thirty-five seconds.

Dantzic Fir—Both prepared and unprepared being thrust towards the hottest part of the furnace, burst into flame immediately, but the heat was considered too great for such an experiment.

New Zealand Cowdie—Placed not so far in the furnace as the above, but both immediately ignited into flame; the prepared however, burnt less fiercely than the other.

Rigá Fir—Placed near the mouth of the furnace, the prepared was decidedly less inflammable than the other; it ignited into flame some time after the unprepared.

Pitch Pine—Unprepared burst into flame in five seconds, prepared resisted flame for six and a half seconds and then gave out a feeble flame.

Red Pine (Canada)—Red hot iron placed over both. The unprepared burst into flame immediately. The prepared gave no symptoms of flame, and the iron became cold without its inflaming.

Elm (Canada)—Placed in the hot pots containing the Copper cakes lately ladled out of the refining furnace.

The unprepared ignited into flame in half a minute. The prepared into a very much smaller flame in two and a half minutes.

Yellow Pine, (Canada)—Placed in the cake pots, similarly to the before mentioned.

The unprepared burst into flame immediately. The prepared was watched for twelve minutes, but burst not into flame at all.

The heat was great.

A second experiment was tried on this timber by placing red hot iron on it. The unprepared ignited immediately into flame. The prepared not at all.

It appears from the above experiments that some of the prepared Woods, (especially the *Canada* Yellow Pine,) have resisted ignition into flame to an extraordinary degree.

We are of opinion that Yellow Pine Timber prepared in this way might be used most beneficially, not only for Magazine, and Light Room Bulk-heads, but also for all the Bulk-heads of a Ship. There appears to be nothing in the solution calculated to injuriously affect the health of the crew, and if by preparing Yellow Pine Timber in this way, it might be made as durable as the Timber generally used for Bulk-heads, it would be found to possess the double advantage of preserving the Timber, and of preventing its ignition into flame.

Despatch.

The solution used in the above experiments was about eight times the ordinary strength.

I remain, &c.

(Signed,) R. BLAKE.
F. STURDIE.
J. WATTS.
J. OWEN.

Portsmouth Yard,
25th May, 1844.

Sir,

With reference to your Mem. 20th March last, directing me to report whether we propose that Bulkheads should be prepared with Sir *W. Burnett's* solution of the same strength as that used in the experiments described in our letter of the 16th March last, that is eight times the usual strength, and if so, what would be the expense of fitting a Line of Battle Ship in that manner, also the expense of solution even of the ordinary strength, we have the honour to state that we have instituted several experiments, with a view to ascertain what strength of the solution would successfully resist ignition into flame; the following are the results:—

1st. The hard woods, such as African Dantzic, and English Oaks, are not much affected by the solution in respect of ignition into flame whatever be the strength of the solution.

2d. In the case of the ordinary strength (1 lb. of the chloride to 4 gallons of water,) the prepared and unprepared Woods are very nearly alike.

3rd. In solution of 1 lb. of chloride of zinc to 1½ gallons of water and do. to 2 do. We found that certain woods when exposed to the immediate contact of iron heated to a *blood-red heat, did not at all ignite into flame, whereas unprepared wood of the same kind burst into flame immediately.*

The following are the Woods:—

1 lb. to 1½ gallons of Water.

Dantzic.
Spruce.
Polish Larch.
Scotch "
Yellow Pine.

1 lb. to 2 gallons of Water.

Spruce Deal.
Polish Larch.
Rigá Fir.
Yellow Pine.

The same kind of Woods were boiled in solutions of 1 lb. chloride to 2 gallons of water.

Do. do. 3 do do.

And in both cases the prepared Woods successfully resisted ignition into flame, while the unprepared burst instantly into flame.

The following is the comparative expense of fitting the Bulk-heads of the hold of a Line of Battle Ship with ordinary Timber unprepared, and with Yellow Pine and Rigá Fir, prepared with solution of 1 lb. chloride to 2 gallons of water.

	£	s.	d.	£	s.	d.
Bulk-heads, &c. in hold, of English Oak, 3 inches thick, 2760 cubic feet, at 7s. 6d. per foot.....				966	0	0
Ditto, Yellow Pine, 3 inches, 2760 feet, at 2s. 4d.....	322	0	0			
Solution.....	243	0	0			
Labour.....	12	18	0			
				577	18	0

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	£	s.	d.	£	s.	d.
Difference in favour of Yellow Pine.....				£388	2	0
Bulk-heads, &c. in hold, of Rigá Fir, 3 inches, 2760 cubic feet, at 3s.....	414	0	0			
Solution.....	220	0	0			
Labour.....	12	18	0			
				£646	18	0
Difference in favour of Rigá Fir.....				£319	2	0

We are, &c.

(Signed) R. BLAKE.
J. WATTS.
J. OWEN.

53, King William Street,
London Bridge, 13th August, 1845.

Sir,

In obedience to your desire I beg to inform you that the cost of preparing Timber for building purposes, if it be desired to preserve it from dry rot only, will be from 9s. to 13s. 6d. per load, according to the greater or lesser absorbent properties of the wood.

But if the Timber is intended to be rendered uninflammable, the cost will vary from 25s. to 35s. per load, and it may be well to mention that unseasoned Timber is even more readily and effectually prepared than that which has been cut, the sap in green wood being firmly set by the process.

I am, &c.

(Signed,) C. JACKSON,
Secretary.

Sir W. Burnett, K. C. H.,
&c. &c. &c.

(Copy.)

London, 21st August, 1845.

Sir,

In reference to the conversation wherewith you honoured me yesterday, respecting the employment of certain proposed Woods in the rebuilding of *Quebec*, and the formation of Railways in *Canada*, I beg to state, that if it were determined to send out either Sir *W. Burnett's* or *Payne's* Apparatus, I apprehend there would still be time to do so, previous to the departure of the last fall ships for the *St. Lawrence*, at the cost of about a thousand pounds; and really when one reflects on the enormous expenditure which is said to have attended the transport of a single 24 pounder, during the last Amerian War in winter time, from *Montreal* to *Kingston*, and that the object of the present suggested outlay would be an eminent, and *timely*, beneficent one, I would venture respectfully to press it on the consideration of Government. It is a plan indeed, which I feel so much confidence in myself, as to have the desire to undertake it as a financial speculation, if I had the funds conveniently at hand to do so.

Since writing thus far, I have been called on by the Secretary of Sir *W. Burnett's* Company, who says he would undertake the shipment of an Apparatus on their plan, this season, which *Payne* will not, as he requires three months' preparation, and says there are six prepared for the Russian Government, which it has taken twelve months to complete.

I venture no opinion on the respective merits of these rival processes, but am satisfied that either process would prevent the fibrous portions of the wood from flaming, and thus afford the required security from sudden or extensive ignition.

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Should it be considered desirable to send out specimens of either, or both of the modes of preparation, to the Governor General, they can be had by reference to the respective Patentees.

The two tremendous calamities which have occurred so closely on each other at the ill-fated place in question, may be regarded as of a public nature; but a great portion of the individual settlers in the Province have to go through the ordeal of having their houses at least once burnt down, as it happened to myself some years ago, whilst at sea on my way home.

Independent of the large sum voted by Parliament here and applicable to the relief of the sufferers, both the Admiralty and the Ordnance Departments have building, and other operations going on in the Province for which the Apparatus recommended might be used.

It would be alike applicable, in all likelihood, for the construction of Railways, and especially desirable in the section of the Western District about Port Sarnia, where I reside, since there is no stone to be had even for the formation of common roads, which are now constructed of mere planks.

I have applied, Sir, the usual terms of parlance in speaking of the two appalling catastrophes in question, but after all they may eventually prove blessed events, if as I hope and trust they produce a kindly fusion of the repulsive feelings between the two races,—if the sympathy shown by their neighbours to the French portion who are the principal sufferers on the spot, and the extensive subscriptions promoted here at home, and the paternal care both of the Governor General and of your Department, all tend to create that grateful and congenial return of sentiment which may be confidently anticipated. * * * * * * *

Your obliging condescension, Sir, has encouraged me to go into these latter details, which I trust you will excuse.

Any expense or fatigue or trouble which I may have incurred by my return from Liverpool, and change of route, will be amply repaid, if I can find that I have been of the least service in the matters herein treated.

I have, &c.

(Signed,) H. JONES, P. M.
Of Maxwell, in Sarnia, Western District.

G. W. Hope, Esq.,
&c. &c. &c.

(Copy.)

No. 455.

Downing Street,
6th November, 1845.

My Lord,

I transmit to Your Lordship copies of a Correspondence which has passed between Mr. *Payne*—who has invented a process for preserving Timber from decay—and this Office, on the subject of an alleged mistake which has occurred either in this Office or in *Canada*, in stating that one of the materials used by Sir *William Burnett* in his plan of preventing wood from igniting, is chloride of lime. According to Mr. *Payne's* representation chloride of zinc is the solution used by Sir *William Burnett* and not chloride of lime.

Your Lordship will be pleased to give publicity to this explanation, with the view of repairing any injury which may have been occasioned to Mr. *Payne* by this mistake.

I have, &c.

(Signed,) STANLEY.

The Right Honourable
Lord Metcalfe, G. C. B.,
&c. &c. &c.

Despatches.

(Copy.)

WHITEHALL WHARF, CANNON ROW,
Westminster, 28th October, 1845.

MY LORD,

By this day's Post, I have received from *Canada*, a copy of the "Royal Gazette," published by authority, and dated 1st October, 1845, wherein I find two Letters from Your Lordship, bearing date Downing Street, 30th August, 1845. One addressed to the Governor and the other to the Lieutenant Governor of that Colony, recommending to the consideration of the Colonial Government the propriety of adopting the Patent process of Sir *William Burnett*, in preparing wood for house and ship building, as a means of diminishing the risk of fire.

This recommendation on the part of Her Majesty's Government, appears to be founded on a Report (also given in the Royal Gazette) made by certain authorities of *Portsmouth* Dock Yard, detailing the result of a series of experiments performed by them upon different descriptions of woods, which had been saturated with a strong solution of *Chloride of Lime*. I beg to be permitted to state, that the *Chloride of Lime* is not the material patented by Sir *William Burnett*, but the *Chloride of Zinc*. If, therefore, Her Majesty's Government meant to recommend the adoption of Sir *William Burnett's* process, and which process, he in his letter to Your Lordship, (also given in the Royal Gazette,) states the Government were employing extensively in the Dock Yard here, it is evident the above Report must lead the Colonial Government into error; the *Chloride of Lime* being the material used and recommended in *it*, and not the *Chloride of Zinc*, the latter being Sir *William Burnett's* Patent. That the *Chloride of Lime* is effective in diminishing the tendency to combustion in wood, I do not doubt, and it forms one of the principal ingredients used and patented by me in my process, but certainly it forms no part of Sir *William Burnett's* Patent, and may be used singly by any person choosing to do so.

If used singly however, although effective in arresting the progress of fire, there is one serious and well known objection against it, namely, its extremely deliquescent nature, causing continued damp—an objection evidently fatal to its adoption in this state, for either house or ship building purposes. This objection is removed by my Patent, my process being in using this *Salt*, to combine with it a *metallic Salt*, and thus create a new and insoluble compound, equally protective against fire, and free from the objection of being any longer deliquescent.

Having thus brought these facts under Your Lordship's notice, it remains for you to adopt such measures as, under such circumstances, you may deem proper, and as may be best calculated to carry out the wise and humane intentions of Her Majesty's Government, in directing the attention of the Colonial Government to the adoption of some means for ameliorating, if not entirely preventing, the frightful consequences attendant on fires in these portions of the British Possessions.

Had I been made aware of Her Majesty's Government having instituted inquiries on this subject, and directed experiments to be gone into, I would not have failed respectfully to have claimed for my process a full and searching investigation, the result of which I presume to think, could not have been otherwise than satisfactory. These experiments however appear to have been confined simply to a process, supposed to have been that patented by Sir *William Burnett*, Physician General to the Navy, nor does any step appear to have been taken to ascertain whether the important object in view could have been obtained more effectually by any other means.

Despatch.

I therefore beg respectfully to ask of Your Lordship, to cause inquiry to be immediately made with reference to the statement I have herein submitted, and further that Your Lordship will give instructions to such competent parties as you may think fit, to investigate, and report upon my process, particularly as to its effectiveness for the object now contemplated; and in making this last request, I ask the favour of Your Lordship's perusal of Mr. *Richard Phillipp's* Report to the Commissioners of Her Majesty's Woods and Forests, copy of which I enclose.

Hoping to receive an early communication on this subject, I have, &c.

(Signed,) CHARLES PAYNE.

The Right Honourable
Lord STANLEY, &c. &c. &c.

(Copy.)

MUSEUM OF ECONOMIC GEOLOGY,
20th September, 1842.

MY LORD AND GENTLEMEN,

I have, by your direction, and with assistance of Mr. *Payne*, submitted to numerous experiments his process for preserving Timber from decay.

This method consists in depriving wood of its air, by an exhausting process, causing it then to absorb a solution, and afterwards forcing into it another solution, which shall so act upon the first contained in the pores of the wood as by chemical decomposition to impregnate it with a solid material, and such as it is presumed will be efficacious in preventing its decay.

In order to prepare for the more direct experiment, it appeared to me to be proper to determine whether the process proposed by Mr. *Payne* is such as to ensure the penetration of the Timber by the solutions which he employs. With this view, a block of wood was immersed in water for twenty-four hours, and on weighing it at the expiration of that time it was found to have absorbed less than seven per cent of water; whereas a block of similar timber, submitted for only ten minutes to Mr. *Payne's* exhausting and forcing process, gained upwards of fifty per cent of water. Being thus satisfied that it is easy to penetrate Timber with a liquid to a great extent, I afterwards tried repeated experiments with Mr. *Payne's* decomposing process with some of the various solutions contemplated in his Patent; which of these it would be better to employ, it would require experience to determine. I found, however, that it would be easy to deposit eight per cent of solid, and presumed protecting matter, in the body of the Timber.

This was determined by subjecting the Wood, after impregnation, to a very high temperature, and afterwards weighing from time to time during ten days.

Time only can determine whether any substance thus introduced into Timber, can preserve it from decay, and there is much evidence in favour of the actual existence of such protecting power; and I am of opinion that Mr. *Payne's* plan will probably prove the most efficacious that has hitherto been proposed, on account of the great penetration which it effects, and the insolubility attending much of the matter introduced.

I therefore take the liberty of adding, that should you contemplate the use of any preservative material, Mr. *Payne's* process is, in my opinion, well worthy of being submitted to the test of experiment on a considerable scale, and I may add that some of the substances employed by him diminish the combustibility of Timber to a very considerable degree.

I have, &c.

(Signed,) R. PHILLIPS.

The Commissioners of
Her Majesty's Woods and Forests,
&c. &c. &c. &c.

Despatches. (Copy.)

DOWNING STREET,
5th November.

SIR,

I have laid before Lord *Stanley* your letter of the 28th ultimo, and I am directed by His Lordship to state, in answer, that he is unable to inform you by what means it has happened that, in the Report published in *Canada*, suggesting the application of Sir *William Burnett's* invention for preventing wood and other articles from becoming ignited when in contact with fire, the solution of *Chloride of Lime* should have been represented as one of the materials used in his process, instead of *Chloride of Zinc*.

His Lordship will regret if any prejudice has been occasioned to your interests by this mistake in the publication in *Canada* of Sir *William Burnett's* invention, and will be happy to remedy the inconvenience, if any, by transmitting to the Governor General of *Canada* copies of this Correspondence with you.

I have, &c.
(Signed,) G. W. HOPE.

CHARLES PAYNE, Esquire,
&c. &c. &c.

(Copy.)
No. 456.

DOWNING STREET,
15th November, 1845.

Seamen. MY LORD,

I have to acknowledge the receipt of Your Lordship's Despatch No. 308, of the 5th of July last, enclosing the copy of a Memorial which you had received from the Masters and owners of British Ships trading to *Quebec*, suggesting the adoption of certain remedies for the inconvenience to which they are at present subjected by the constant infringement by their seamen of the engagements into which they have entered previously to quitting this country.

Her Majesty's Government entertain no doubt of the existence of the evil complained of, to a considerable extent, and they think it advisable that some measures should be adopted for checking the practice of desertion.

The remedies suggested by the Memorialists are as follows:—

1st. That every Ship-owner sending a new vessel from *Canada* to the United Kingdom should be compelled previously to import two-thirds of its complement of sailors.

2. That the seamen in *Canada* should be registered, and that the Masters and Owners of Provincial vessels proceeding to sea, should be prohibited from taking to sea any seaman, without a ticket of registry (it is presumed either *British* or *Canadian*).

3. That until this Law be passed, vessels of the United Kingdom proceeding from *Canada* should be relieved of the restrictions as to taking seamen without a registered Ticket.

With regard to the first of these proposed remedies, Her Majesty's Government would be unwilling to recommend so novel a restriction on ship builders of *Canada* to be imposed by the Imperial or even by the Provincial Parliament, until other available means had been tried to prevent desertion.

In the first instance, it would be better to try the second remedy proposed, which, although it might not prevent desertion altogether, would, at least, it is conceived, materially check it.

You are therefore at liberty to invite the Canadian Legislature to pass a law establishing a system of Registration of their own seamen, and prohibiting Masters, &c., of vessels proceeding from *Canada*, from engaging seamen without either a Canadian or Imperial Register Ticket.

Despatches. With respect to the third proposition, Her Majesty's Government entertain great doubts whether the complaining parties in *Canada*, and probably the authorities there, have not placed an inaccurate construction upon the Merchant Seamen's Act, by erroneously supposing that it prohibits the engagement in *Canada* of seamen without a Register Ticket, by Masters, &c., of Ships registered in the United Kingdom.

The Law Officers of the Crown having been consulted on the subject, they have reported their opinion, that the Act does not prohibit the taking seamen to sea, without a ticket, in vessels returning to the United Kingdom, in sailing from *Canada*, *Quebec*, or any other Colonial Port.

I enclose a copy of that opinion for your information, and for the guidance of the Provincial authorities.

I have, &c.
(Signed,) STANLEY.

"We are of opinion that the Act does not prohibit "the taking seamen to sea, without a ticket, in vessels "returning to the United Kingdom, in sailing from "*Canada*, *Quebec* or any other Colonial Port."

(Signed,) F. THESIGER,
F. KELLY.

"For the consideration of the Counsel of the Admiralty."

"I agree in the above opinion."

(Signed,) RICH. GODSON.

"18th October, 1845."

The Right Honourable,
Lord METCALFE, G. C. B.,
&c. &c. &c.

(Copy.)
No. 457.

DOWNING STREET,
15th November, 1845.

MY LORD,

Rail Roads. I have to direct Your Lordship's attention to the following remarks on an Act passed by the Legislature of *Canada* during their last Session, distinguished in the records of this Office as No. 232, and entitled, "An Act to Incorporate the *St. Lawrence* and *Atlantic* Railroad Company."

The 38th section, which fixes the maximum rates which the Company are to charge for the carriage of passengers and goods, gives them power to alter all or any of those rates so long as they keep within the maximum. A similar power is given to Railway Companies in this country by the 90th section of the Act 8th and 9th *Victoria*, chap. 20; but, lest that power should be abused for the purpose of prejudicing or favouring particular parties, or of collusively creating a monopoly, a proviso is introduced, that the same charges shall always be made upon all persons, and upon all goods, under the same circumstances. A similar precaution ought to be adopted in the present case.

But the 50th clause is open to a more serious objection. It gives power to the Company to take possession of such parts of the Rivers *St. Lawrence* and *Richelieu*, or of any other rivers which may be required for the use of the Railway; but there is no provision (except a partial one in respect of the *Richelieu*) for preventing the erection of works which might injure the navigation of either of those rivers.

It would be very desirable that Your Lordship should obtain an amendment of these clauses, more especially the latter; and in the mean time, Her Majesty's decision upon the Act will be suspended.

I intend to transmit to Your Lordship, shortly, copies of the General Railway Acts, and of the pro-

Despatches. ceedings of the Government Railway Department, for the information of the Provincial Legislature in their deliberations on this subject.

I have, &c.
(Signed,) STANLEY.

The Right Honourable
Lord METCALFE,
&c. &c. &c.

(Copy.)
No. 458.

DOWNING STREET,
18th November, 1845.

MY LORD,

Harris' Divorce. In reference to the correspondence enumerated in the margin, on the subject of Mr. Harris' Divorce Bill, I have now to communicate to Your Lordship the accompanying copy of a Report from the Law Officers of the Crown, from which it appears that if the Bill were confirmed by Her Majesty, the Courts of Law in this Kingdom would not consider such an Act as a valid divorce but that Mr. and Mrs. Harris would still retain, in point of Law, their conjugal relation towards each other within this Kingdom, and wheresoever else beyond the limits of *Canada* the Law of *England* prevails.

18th Nov. '45.
- Lord Metcalfe, Despatch No. 278, Of 21st May, 1845.
- Lord Stanley, Despatch No. 410. Of 4th Aug. 1845.
- Lord Metcalfe, Despatch No. 345, Of 3d Sept. 1845.

Under such circumstances it will of course be impossible that Her Majesty in Council could be advised to confirm and finally enact this Bill.

I have, &c.
(Signed,) STANLEY.

The Lord METCALFE,
&c. &c. &c.

(Copy.)

DOCTOR'S COMMONS,
November 18th, 1845.

MY LORD,

We are honoured with Your Lordship's commands signified in Mr. Hope's letter of the 15th instant, stating that he was directed to transmit to us a Bill passed by the Council and Assembly of *Canada* to dissolve the marriage of Henry William Harris, Esq., also to transmit copies of the correspondence which has taken place on the subject of that Bill, between Your Lordship and the Governor General of *Canada*. That the result of that correspondence is to show that Mr. and Mrs. Harris were married in *Canada* in the year 1832—that he was at that time residing there as an Officer attached to his Regiment, the act of Adultery on account of which the parties have been divorced was apparently committed in *Canada*,—that Mr. Harris had no other domicile there than such as attached to him in his Military capacity,—that in the year 1841, Mr. Harris returned with his Regiment to the United Kingdom, and has not since resided in *Canada*,—that Mrs. Harris also quitted *Canada* for the *West Indies*,—that the Bill of Divorce was passed in March 1845 and during the absence of both parties from the Province.

That Your Lordship further directed Mr. Hope to request that we would report our joint opinion whether if this Bill should be confirmed by Her Majesty, the Courts of Law in this Kingdom would consider such an Act as a valid divorce within this Kingdom of Mr. and Mrs. Harris, and whether notwithstanding the Act, they would not within this Kingdom and elsewhere beyond the limits of *Canada*, still retain, in point of Law, their conjugal relation towards each other.

Despatches. In obedience to Your Lordship's commands we have the honour to report that as the parties were not domiciled in *Canada* at the time of the passing of the Act for the dissolution of the marriage, we are of opinion that the Courts of Law in this Kingdom, would not, if such Bill were confirmed by Her Majesty, consider such an Act as a valid divorce.

We further think that Mr. and Mrs. Harris would, notwithstanding such Act, retain in point of Law their conjugal relation towards each other, within this Kingdom, and wheresoever else beyond the limits of *Canada* the Laws of *England* prevail.

We have, &c.
(Signed,) J. DADSON,
FRED. THESIGER.
FITZROY KELLY.

The Right Honourable
LORD STANLEY,
&c. &c. &c.

(Copy.)
No. 1.

DOWNING STREET,
30th December, 1845.

MY LORD,

British plantation vessels. I have the honour to transmit to Your Lordship, herewith, an Order made by Her Majesty in Council on the 23d instant, leaving to its operation an Act passed by the Legislature of *Canada*, No. 212, to secure the right of property in *British* Plantation Vessels.

The last clause, however, enacts that this Act shall cease if at any time the Imperial Act 3 and 4, *Will.* IV. chap. 55, entitled, "An Act for the registering of British Vessels," shall be extended to vessels navigating the Inland Waters of the Province of *Canada*. This Act having, however, been repealed by the Act 8 and 9 Vict., chap. 89, it would be desirable that the original Act, No. 212, should be amended by introducing the words "or any other Act for the Registering of British Ships," immediately after the words "the Act of Parliament," (viz.: 3 and 4, *Will.* IV. c. 55,) entitled "An Act for the Registering of British Ships."

I have, &c.
(Signed,) W. E. GLADSTONE.

Lieut. General
The Earl CATHCART,
&c. &c. &c.

(Copy.)
Circular.

DOWNING STREET,
15th January, 1846.

MY LORD,

Railways. I find that the impulse which has been given in every other part of the civilized world to plans of Railway communication has been felt in many of the British Colonies. The subject has been pressed on my attention from many different quarters and under circumstances both physical and economical as distinct and as various as are the conditions of those widely extended settlements.

To attempt to lay down any one set of rules or even a single rule binding inflexibly on the Executive Governments of them all, would obviously be futile and impracticable. But the experience of this country has ascertained some general principles on the subject, the application of which is neither transitory nor local, but which, it may now be presumed are applicable in various degrees to the legislation of every country in this new field of inquiry. The object of this Despatch is to state, compendiously, what those rules or principles are.

Despatches.

It will, however be convenient that you should be in possession, in the utmost practicable detail, of all the provisions which have been established, either by positive Statutes, or by standing orders of both Houses of Parliament for the more effectually preventing the evils and securing the advantages incident to the creation of new lines of Railway in this country. I subjoin a list of the various documents of this nature which accompany this Despatch. You will of course find in them much which could not be applied to the circumstances of the Colony under your Government. But you will also find much which will greatly abridge the labour of drawing up any Railway Acts and much which embodies in a small space the results of long and laborious investigations and of very costly experiments.

But whatever may be the utility or inutility of such details, I revert to the more general topic which has been already mentioned.

1st. Then it is necessary that it should be expressly stipulated in the formation of every Railway Company, that the Legislature shall be free by any future enactments to repeal, alter or amend any part of the original grant without being responsible on that account, to provide compensation or indemnity to the Shareholders. It is, of course, assumed that in the exercise of this reserved authority, the Local Legislature will always respect the obligations of justice and sound policy. But to attempt once for all to enact a law of this kind which is thenceforward to remain unchangeable unless the concurrence of the Shareholders can be obtained or purchased, would be to subject society at large to all the hazards of what must, at first, be a precarious and doubtful experiment.

2nd. You will regard it as an indispensable preliminary to the enactment by Her Majesty of a Railway Bill, that of the proposed Capital one-tenth at least should have been actually invested in good and available securities for the prosecution of the work.

3rd. Every Railway Bill ought to contain provisions for the conveyance of the Royal Mails. The object of such provisions should be to secure moderation in the charges of conveyance, and to afford the utmost possible facility for the effectual discharge of this branch of the public service. Reference may be made on this head to such sections of the Imperial Railway Acts as relate to it.

4th. Every such Bill should also contain all necessary provisions to insure the prompt and punctual conveyance of Her Majesty's Forces, whether belonging to the Regular Army or to the Militia, and of all Policemen, Constables, or others, travelling on Her Majesty's service. Rules of this nature will be found in the accompanying Acts of Parliament.

5th. In the contingency of Electrical Telegraphs being established on any line of Railway, provision should be made for a proper controul and superintendence of them, according to the terms or spirit of the section of the Act of Parliament on that subject.

6th. The Statute 7th and 8th *Victoria*, chap. 85, sect. 1, contains a provision respecting the revision of the scale of Tolls on Railways, and the fixing a new scale in cases where after 21 years the profits shall have exceeded 10 per cent. The principle of this clause, with the substitution of 15 per cent. for 10, and of seven years for three, as the basis of the average to be calculated, ought, I apprehend to be adopted in every Colonial Railway Act.

7th. The second section of the same Act contains provisions for the purchase if it shall be thought fit, by the State, after a certain lapse of time, and on the terms there prescribed of any Railway. In substance such a provision should form a part of any Act which may be passed in the Colony under your Government.

Despatches.

8th. The fifth section of the same Statute contains a provision for the keeping and the inspection of the accounts of Railway Companies, which, with the necessary variations of form, should, I think constitute an integral part of every Railway Bill which may be passed in any British Colony. It is however material that you should observe with respect to the three last provisions, that they are not intended to rule affirmatively by anticipation the questions to which they relate, or in any manner to prejudge the policy of the purchase of any Railway by the state. They have been prompted by the belief that the Railway system is still in a great degree an infant system, and that it is impossible accurately to predict the accompaniments and effects of its maturity, or to measure the exigencies which it may create. It has therefore been thought wise to take the best general guarantee of which the circumstances will admit by keeping the field open for the free exercise at a future day, of the discretion of the Legislatures, and to prevent the growth of any notion of constructive or prescriptive claim on the part of the Companies to retain without reference to public interests, as they may hereafter stand, their original position.

9th. You will find in the accompanying Acts various provisions which have the public safety for their immediate object. Some modifications of them will, of course, be requisite to meet peculiar local exigencies, but enactments of this kind very carefully considered, are essential to all good legislation on the subject.

10th. In those Colonies in which Representative Assemblies exist and where the population is numerous there will, I trust, be an adequate security both for the protection of private rights, and for preventing any improper favour being shewn to the interests of persons possessing peculiar local influence. In other Colonies the security against abuses may be less perfect and the duty of vigilance on the part of the Executive Government to prevent them, may be the more urgent. It is a duty, for the effective discharge of which, the Governor of every such Colony will consider himself as peculiarly responsible.

Such appear to me to be the main general principles or provisions which ought to be embodied in any Railway Act which may be passed in the Colony under your Government.

You will perceive that my general object in framing them has been to leave the freest scope to private and associated enterprize by the avoidance of all minute interference, and at the same time to take some simple securities for testing the solidity of projects—for guarding against risk to life—and for guaranteeing to the public service from the first, a fair share of the advantages of the construction of any Railway, and to the State as the representative of the public the means of dealing with future contingencies. But I do not venture to insist even on these provisions as absolutely indispensable, in every Colony and in every Railway Act. I am too well aware of the diversity of circumstances prevailing in the various dependencies of the British Crown, to attempt so to fetter the discretion of the local Governments, or so to impede the free exercise of the discretion of Her Majesty's confidential Advisers. The practical purpose which these Rules may serve is as follows:—It will not be necessary to reserve for the signification of Her Majesty's pleasure any Railway Law which satisfies all these conditions. On the other hand, any Railway Law framed in neglect or disregard of them must be so reserved. In transmitting any Railway Law for the signification of Her Majesty's pleasure, you will distinctly point out to what extent these Rules have been followed or neglected, and what are the reasons which, in any such case of neglect, are supposed to justify or to have occasioned it. On the other hand, it may happen that in par-

Despatches.

ticular instances Companies may desire to accredit their schemes by soliciting a larger measure than I have proposed of the intervention of the Government. I do not object to the guarded extension of that intervention even beyond what the Legislature of the Colony under your administration may generally require, if it be with the active concurrence of the parties and without expense to the public. For example it may happen that parties may desire to submit their projects to the examination of officers appointed or approved by yourself for the purpose. In such a case, or in any which you may judge to be analogous to it, I leave to your own unfettered discretion.

I have, &c.
(Signed,) W. E. GLADSTONE.

The Governor of Canada,
&c. &c. &c.

P. S.—Lest the language in which my first recommendation is couched should be liable to an exaggerated construction, I beg to apprize you that it is intended only to recommend a provision strictly conformable to that of the 26th clause of the Model Railway Bill of 1845, and in no degree to go beyond the spirit of that provision.

List of Enclosures.

No. 1.—Volume of Reports of Committees and of General Railway Acts.
2.—Standing Orders of both Houses of Parliament relating to Railways.
3.—Railway Clauses Consolidation Act, 1845, 8 and 9 *Vic.*, c. 20.
*4.—Model Bill of 1845.
5.—Volume of Public General Acts for the Regulation of Railways.

*N. B.—No. 4. It has been impossible to procure a copy of this Act, but the Clause to which the Secretary of State refers in the P. S., may be seen at p. 48 of Reports of the Committees—Enclosure No. 1.

(Copy.)
No. 18.

DOWNING STREET,
3d February, 1846.

MY LORD,

Customs' Duties Act. 257. Apl. 25, '45. 258. Apl. 25, '45. 268. May 6, '45. 271. May 9, '45. 281. May 23, '45.

The several Despatches enumerated in the margin I acknowledge and propose to answer together, because they are all referable to the same common subject of the Act of the Canadian Legislature of the 17th of last March, cap. 3, for granting Provincial Duties of Customs.

This Act stands for the signification of Her Majesty's pleasure, and I am not able until an amendment shall have been introduced into it to advise Her Majesty to allow it.

It involves two principles of great importance, the first directly, and the second virtually.

The first is the distinction between goods sea-borne, and goods otherwise imported. On this subject I need simply refer you to what I have stated in regard to the proposal to levy inland countervailing duties upon goods generally. I am not, Your Lordship will perceive, precluded by a difficulty arising upon this part of the measure from advising its allowance, but I also find that for the duty of 5 per cent. which has heretofore been payable upon leather and leather manufactures imported into *Canada*, rated imposts have been substituted, which appear to range generally from 10 per cent. up to 25 or 30 per cent. *ad valorem*. In some cases a distinction is taken in favour of sea-borne articles—in others the application of the duty is uniform.

Despatches.

Her Majesty's Government are not prepared to assent to the imposition on such British goods as are ordinarily sent to *Canada* from the United Kingdom or from a British Possession, of rates of duty substantially higher than those which are levied under the previous Provincial Customs' Act, although they take no objection to the substitution, for duties *ad valorem*, of such fixed amounts as may be considered on the average equivalent to them. Your Lordship will consider this as their fixed decision, and will make it known accordingly. An amendment of the Act, to bring it into conformity with this decision is indispensable.

Her Majesty's Government would very reluctantly consent to an increase of the duties upon Foreign goods when imported by sea into the British Colonies, as they stood before the passing of the Act now under consideration.

If it be possible to consider the inland carriage as a matter rather for adjustment in the Province than as raising an Imperial question in which the particular Colony can only be regarded as a portion of an Empire animated by a central and single principle of action, it is not possible, in the judgment of Her Majesty's Government, to extend this view to Maritime Commerce, without the risk of great inconvenience.

Any increase, however, of the kind to which I refer must not only be specifically and avowedly laid upon Foreign goods and upon Foreign goods alone, when the article is one likewise produced in the United Kingdom or in the British Provinces, and entering into the Trade between them and the Province of *Canada*, but must likewise be supported by strong and special considerations to be stated for the information of the Government. Whatever influence of persuasion Your Lordship can exercise, you will employ for the purpose of recommending an adherence to the commercial principles of the Circular of my predecessor, dated 28th June, 1843, or at the least of moderating the disposition to call for augmentations of differential duties upon Foreign productions.

I could have wished to find in this Act the usual exemption from duty of supplies required for Her Majesty's Forces.

Your Lordship will endeavour to procure the adoption of such provision, together with the amendment to which I have above adverted, as indispensable. * * * * * * * * *

I have, &c.,
(Signed,) W. E. GLADSTONE.

Lieut. General
The Earl CATHCART, K. C. B.,
&c. &c. &c.

Despatches to be printed.

Ordered, That two hundred and fifty copies of the said Despatches be printed in each of the English and French Languages for the use of the Members of this House.

On motion of the Honourable Mr. Attorney General *Draper*, seconded by the Honourable Mr. *Papineau*,

Select Standing Committees.

Resolved, That Select Standing Committees of this House for the present Session, be appointed for the following purposes, viz.:—

1—ON PRIVILEGES AND ELECTIONS.
2—ON EXPIRING LAWS.
3—ON PRIVATE BILLS.
4—ON STANDING ORDERS.
5—ON PRINTING.
6—ON CONTINGENCIES.

which said Committees shall severally be empowered to examine and enquire into all such matters and things as may be referred to them by the House, and to report from time to time, their observations and

opinions thereon, with power to send for persons, papers and records.

Committee to prepare lists.

Resolved, That a Select Committee of eleven Members, composed of the Honourable Mr. Attorney General *Smith*, the Honourable Mr. *Baldwin*, the Honourable Mr. *Aylwin*, the Honourable Mr. Solicitor General *Sherwood*, the Honourable Mr. *Moffatt*, Mr. *Gowan*, Mr. *Colvile*, Mr. *Leslie*, Mr. *Macdonald* of *Kingston*, Mr. *Chauveau*, and Mr. *Meyers*, be appointed, to prepare and report with all convenient speed, lists of Members to compose the six Standing Committees ordered by this House.

Library.

Resolved, That a Standing Committee of six Members, composed of the Honourable Mr. *Morin*, the Honourable Mr. Solicitor General *Sherwood*, Mr. *Boutillier*, Mr. *Hale*, Mr. *Taché*, and Mr. *Macdonald* of *Kingston*, be appointed, to assist Mr. Speaker in the direction of the Library, to which shall be referred all matters relating thereto, with power to report from time to time.

Lower Canada Notarial Deeds Validity Bill.

Ordered, That Mr. Solicitor General *Taschereau* have leave to bring in a Bill to remove all doubts as to the validity of certain deeds, instruments and documents, executed before Notaries in *Lower Canada*, and to secure the rights, titles and interests of all persons concerned therein.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next.

Trafalgar, Esquesing, and Erin Road Bill

Ordered, That Mr. *Chalmers* have leave to bring in a Bill to incorporate certain persons as the *Trafalgar*, *Esquesing* and *Erin* Road Company.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Simple modes of assurance &c. Bill.

Ordered, That the Honourable Mr. Attorney General *Draper* have leave to bring in a Bill for the substitution of more simple modes of assurance in lieu of fines and recoveries.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Friday the third of April next.

Conveyance of real property Bill.

Ordered, That the Honourable Mr. Attorney General *Draper* have leave to bring in a Bill to facilitate the conveyance of real property in *Upper Canada*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next.

On motion of Mr. *Sherwood* of *Brockville*, seconded by Mr. *Woods*,

Entries in journals read.

Ordered, That so much of the entries in the Journals of the last Session, as relate to the Petition of *John Reid* and *Robert Shepherd*, of the City of *Montreal*, together with the Report of the Select Committee thereon, be now severally read.

The said entries were read accordingly.

A Member attends in his place by order.

According to order, *Louis Lacoste*, Esquire, Member for the County of *Chambly*, who was absent on the twenty-first, twenty-third and twenty-fourth instant, from the Select Committee appointed to try the merits of the Petition of *James Durand*, Esquire, complaining of the undue Election and Return of *James Webster*, Esquire, the Sitting Member for the West Riding of the County of *Halton*; and was further absent on the twenty-first, twenty-third, twenty-fourth and twenty-fifth instant, from the Select Committees appointed to try the merits of the Petition of *William Notman*, Esquire, of *Dundas*, in the Gore District, complaining of the undue Election and Return of *Edward Ermatinger*, Esquire, to represent the County of *Middlesex* in this present Parliament; and of the Petition of the Honourable *Francis Hincks*, of the City of *Montreal*, complaining of the undue Election and Return of *Robert Riddell*, Esquire, Sitting Member for the County of *Oxford*, attended his place in this House.

Mr. *Lacoste*

Mr. *Lacoste* rose in his place, and having given satisfactory reasons for not being present at the meeting of the said Select Committees, and having verified the same upon oath,

On motion of the Honourable Mr. *Aylwin*, seconded by Mr. *Christie*,

Excused.

Resolved, That Mr. *Lacoste* having given satisfactory reasons for not being present at the meetings of the Select Committee for the trial of the contested Election for the West Riding of the County of *Halton*, on the 21st, 23rd and 24th instant; and at the meetings of the Select Committees for the trial of the contested Elections for the Counties of *Middlesex* and *Oxford*, and having verified the same upon oath, he be now excused for such non-attendance.

Members called and do not appear.

Mr. *Dickson*, Member for *Niagara*, and Mr. *Bertrand*, Member for the County of *Rimouski*, having been severally called, according to order, did not appear.

County of Oxford election.

The Order of the Day being read, for taking into consideration a motion made on the twenty-fourth instant, viz:—"That the Select Committee appointed "to try the merits of the Petition of the Honoura-"ble *Francis Hincks*, of the City of *Montreal*, com-"plaining of the undue Election and Return of *Robert* "*Riddell*, Esquire, Sitting Member for the County of "*Oxford*, having been unavoidably reduced to less "than nine Members, and having so continued for the space of three sitting days, is dissolved."

The House proceeded accordingly to take the said motion into consideration.

And the said motion being again read, and debates arising thereupon,

Motion further postponed.

Mr. *Chalmers* moved, seconded by Mr. *Ermatinger*, that the further consideration of the said motion be postponed until Monday next.

The question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Boulton*, *Brooks*, *Cayley*, *Chalmers*, *Colvile*, *Cummings*, *Daly*, Attorney General *Draper*, *Duggan*, *Ermatinger*, *Foster*, *Gowan*, *Hall*, *Jessup*, *Johnston*, *Macdonald* of CORNWALL, *Macdonald* of KINGSTON, *Macdonell* of DUNDAS, *Meyers*, *Moffatt*, *Monro*, *Papineau*, *Petrie*, *Prince*, *Robinson*, *Sherwood* of BROCKVILLE, Solicitor General *Sherwood*, *Smith* of FRONTENAC, Attorney General *Smith*, *Stewart* of PRESCOTT, *Viger*, *Webster*, *Williams*, and *Woods*.—(34.)

NAYS.

Messieurs *Armstrong*, *Aylwin*, *Baldwin*, *Berthelot*, *Boutillier*, *Cameron*, *Cauchon*, *Chabot*, *Chauveau*, *Christie*, *Desaunier*, *DeWitt*, *Drummond*, *Franchère*, *Guillet*, *Lacoste*, *LaFontaine*, *Lantier*, *Laterrière*, *Laurin*, *LeMoine*, *Leslie*, *Macdonald* of GLENGARY, *Macdonell* of STORMONT, *M'Connell*, *Methot*, *Morin*, *Nelson*, *Price*, *Roblin*, *Rousseau*, *Smith* of WENTWORTH, *Stewart* of BYTOWN, and *Taché*.—(34.)

And the votes being equally divided,

Mr. Speaker gave his casting vote in the affirmative, and

Ordered, Accordingly.

Addresses on the subject of flour, grain, &c.

The Honourable Mr. *Daly*, one of the Members of the Executive Council, rose in his place, and acquainted Mr. Speaker and the House, that His Excellency, the Administrator of the Government, will receive the House, with its Addresses, on the subject of the importation of certain articles of Agricultural Produce into the United Kingdom, to-morrow, at one o'clock, P.M.

Ordered, That when this House doth adjourn it will adjourn until to-morrow, at one o'clock, P.M.

The House then adjourned.

Veneris, 27° die Martii.

ANNO NONO, VICTORIÆ REGINÆ, 1846.

1° *horâ, P. M.*

House wait on the Administrator of the Government with Addresses.

AT the hour appointed, Mr. Speaker and the House attended upon His Excellency, the Administrator of the Government, with the Addresses of the House,

And being returned,

Mr. Speaker reported that the House had waited upon His Excellency, the Administrator of the Government, with their Addresses to the Queen, on the subject of the importation of certain articles of Agricultural Produce, into the United Kingdom, and the Address to His Excellency, praying that he will transmit the said Address to Her Majesty's Government in *England*, to which His Excellency was pleased to make the following answer:—

Answer.

Gentlemen of the Legislative Assembly,

I shall have great pleasure in transmitting your Address to Her Majesty's Secretary of State, to be laid at the foot of the Throne, for Her Gracious Majesty's consideration.

Petitions brought up.

The following Petitions were severally brought up, and laid on the table:—

By Mr. *Stewart* of *Bytown*,—The Petition of *William Rogerson* and others, Manufacturers of Lumber, of the Province of *Canada*.

By Mr. *Cauchon*,—The Petition of *Louis Celestin Lefrançois*, Registrar of the County of *Montmorency*.

By the Honourable Mr. *Viger*,—The Petition of *Israel Lewis*, C. M; the Petition of *André Antoine Asselin*, of the Parish of *St. François du Lac St. Pierre*, School Master; and the Petition of the Municipal Council of the Municipality of *Ste. Anne de la Pocatière*, in the County of *Kamouraska*.

By Mr. *Taché*,—The Petition of the Honourable *Antoine Gaspard Couillard*.

By Mr. *Cummings*,—The Petition of the Municipal Council of the District of *Niagara*, (relating to a Road.)

By Mr. *Ermatinger*,—The Petition of *James Hutchison* and *James F. M'Carthey*, on behalf of a public meeting of the inhabitants of *Bayham* and other Townships, in the Districts of *London*, *Oxford*, and *Talbot*.

By Mr. *Macdonald* of *Cornwall*,—The Petition of *Alexander M'Lean*, Esquire, and others, of the Town of *Cornwall*.

By Mr. *Guillet*,—The Petition of *A. Bouchet* and others, inhabitants of the County of *Champlain*.

Petitions referred:

Wishe Tegarihontie and others.

Resolved, That the Petition of *Wishe Tegerihontie* and others, Chiefs and Warriors, *Iroquois*, *Algonquins* and *Nipissings* of *St. Regis*, and other places, be referred to a Select Committee, composed of Mr. *Macdonell* of *Dundas*, Mr. *Prince*, and Mr. *Macdonald* of *Cornwall*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Petitions referred:

Resolved, That the Petition of *George Roe* and others, of the County of *Russell*, be referred to a Select Committee, composed of Mr. *Petrie*, Mr. *Macdonald* of *Kingston*, Mr. *Price*, Mr. *Stewart* of *Bytown*, and Mr. *Chalmers*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

George Roe and others.

Resolved, That the Petition of *Roderick M'Gillis*, and others, Cullers and Inspectors of Timber; praying to be incorporated as "The *Quebec* "Cullers Benevolent Society," be referred to a Select Committee, composed of Mr. *Chabot*, the Honourable Mr. *Morin*, Mr. *Taché*, Mr. *Chauveau*, and Mr. *Cauchon*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Roderick M'Gillis and others.

Resolved, That the Petition of *Jean Baptiste Pagé* and others, inhabitants of the Parish of *L'Ancienne Lorette*, be referred to a Select Committee, composed of Mr. *Chauveau*, the Honourable Mr. *Aylwin*, Mr. *Chabot*, Mr. *Cauchon*, and Mr. *Laurin*, to examine the contents thereof, and to report thereon with all convenient speed, by bill or otherwise; with power to send for persons, papers, and records.

J. B. Pagé and others.

Ordered, That the Petition of the Reverend *P. Roy* and others, of the County of *Quebec*, be referred to the said Committee.

Rev. P. Roy and others.

Ordered, That the Petition of *Dominique Lefrançois* and others, of the Parish of *St. Ambroise de la Jeune Lorette*; the Petition of *J. B. Trudelle*, Esquire, and others, of the County of *Quebec*; and the Petition of *Jacques Legaré*, Esquire, Mayor, and of the Councillors and others of the Municipality of the Parish of *St. Foye*, in the District of *Quebec*, be referred to the Select Committee, to which was referred the Petition of *Jean Marie Robitaille* and others, of the Parish of *L'Ancienne Lorette*.

Dominique Lefrançois and others.

Resolved, That the Petition of *Joseph Cormier*, Esquire, and others, of the *Magdalen* Islands, in the County and District of *Gaspé*, be referred to a Select Committee, composed of Mr. *Christie*, Mr. *Chabot*, Mr. *Chauveau*, Mr. *Taché*, Mr. *Williams*, Mr. *Petrie*, and Mr. *Price*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Joseph Cormier and others.

Resolved, That the Petition of *Julien Demers*, Esquire, and others, of the Parishes of *St. Croix* and *St. Flavien*, in the County of *Lotbinière*, be referred to a Select Committee, composed of Mr. *Laurin*, Mr. *Berthelot*, Mr. *Lacoste*, Mr. *Chabot*, Mr. *Cauchon*, and Mr. *Méthot*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Julien Demers and others.

Ordered, That the Petition of the Reverend *Louis Proulx* and others, of *St. Antoine de Tilly*, and other Parishes in the County of *Lotbinière*; and the Petition of the Reverend *P. Patry* and others, of the Parish of *St. Giles*, in the County of *Lotbinière*, be referred to the said Committee.

Rev. L. Proulx and others.

County of Middlesex Election.

Mr. *Williams* from the Select Committee, appointed to try the merits of the Petition of *William Notman*, Esquire, of *Dundas*, in the *Gore* District; complaining of the undue Election and Return of *Edward Ermatinger*, Esquire, to represent the County of *Middlesex* in this present Parliament; reported that the Committee met this day, pursuant to adjournment, but were unable to proceed to business in consequence of the absence of Mr. *Dickson* their Chairman.

County of Oxford Election.

Mr. *Chauveau*, Chairman of the Select Committee appointed to try the merits of the Petition of the Honourable *Francis Hincks*, of the City of *Montreal*, complaining of the undue Election and Return of *Robert Riddell*, Esquire, Sitting Member for the County of *Oxford*, reported that the Committee met this day at nine o'clock A.M. pursuant to adjournment, but were unable to proceed to business in consequence of the absence of Mr. *Dickson* and Mr. *Bertrand*, Members of the Committee.

Members to attend in their places.

Ordered, That Mr. *Dickson*, Member for the Town of *Niagara*, and Mr. *Bertrand*, Member for the County of *Rimouski*, do severally attend in their places in this House at the next Sitting thereof.

Motion for an Address on reconstruction of the Executive Council.

Mr. *Cameron* moved, seconded by Mr. *Cauchon*, That an humble Address be presented to His Excellency, the Administrator of the Government, praying that His Excellency may be pleased to inform this House what Negociations or Correspondence, if any, have taken place between the Executive Council, or any Member thereof, and any of the Members of this House or of the other Branch of the Legislature, on the subject of a reconstruction of the Cabinet, by the resignation of one or more, or the dismissal of one or more of the present Members thereof, and the admission of other Gentlemen to fill their places, with the dates, &c. of such correspondence.

The Question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Armstrong, Baldwin, Berthelot, Boutillier, Cameron, Cauchon, Chabot, Chauveau, Desaunier, DeWitt, Drummond, Franchère, Guillet, Hall, Lacoste, LaFontaine, Lantier, Laterrière, Laurin, LeMoine, Leslie, Macdonald* of GLENGARY, *Méthot, Morin, Nelson, Price, Roblin, Rousseau, Scott, Smith* of WENTWORTH, *Taché*, and *Watts*.—(32.)

NAYS.

Messieurs *Boulton, Brooks, Cayley, Chalmers, Christie, Colvile, Cummings, Daly*, Attorney General *Draper, Duggan, Ermatinger, Foster, Gowan, Hale, Jessup, Johnston, Macdonald* of CORNWALL, *Macdonald* of KINGSTON, *Macdonell* of DUNDAS, *M'Connell, Meyers, Monro, Papineau, Petrie, Prince, Robinson, Seymour, Sherwood, Sherwood* of BROCKVILLE, Solicitor General *Sherwood, Smith* of FRONTENAC, Attorney General *Smith, Stewart* of BYTOWN, *Stewart* of PRESCOTT, Solicitor General *Taschereau, Viger, Webster, Williams*, and *Woods*.—(38.)

So it passed in the negative.

Registry Bill (U. C.)

Ordered, That the Honourable Mr. Solicitor General *Sherwood* have leave to bring in a Bill to consolidate and amend the Registry Laws of *Upper Canada*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next.

Address for more frequent mails from England.

Resolved, That an humble Address be presented to Her Majesty; praying that she will be pleased to cause such measures to be adopted as will ensure to Her Majesty's subjects in the North American Colonies a more frequent transmission of the Mails during the winter months by means of the Royal Mail Steamers, than is at present afforded.

Resolved, That a Select Committee composed of Mr. *Robinson*, Mr. *Webster*, and Mr. *Christie*, be appointed to draw up and report the draught of an Address to Her Majesty pursuant to the foregoing Resolution.

On motion of the Honourable Mr. *Aylwin*, seconded by Mr. *Christie*,

Post-office report referred to Committee of nine.

Resolved, That the Copy of the Report of the Commissioners appointed by the Imperial Government to inquire into the affairs of the Post Office in British *North America*, transmitted to this House yesterday by Message from His Excellency, the Administrator of the Government, be referred to a Select Committee of nine Members, to report thereon with all convenient speed by Bill or otherwise; with power to send for persons, papers, and records.

On motion of Mr. *Stewart* of *Bytown*, seconded by Mr. *Macdonald* of *Kingston*,

Address for correspondence relating to Vesting Act.

Resolved, That an humble Address be presented to His Excellency, the Administrator of the Government, praying that His Excellency will be pleased to cause to be laid before this House any information he may have, or correspondence which may have taken place between the Provincial Government, the Colonial Secretary, the Master General of the Honourable the Board of Ordnance, or the respective Officers of the Ordnance in this Province, in reference to a Bill passed in the last Session of Parliament, and reserved for Her Majesty's pleasure thereon, intituled "An Act to explain and amend part "of an Act passed in the seventh year of Her "Majesty's reign, intituled 'An Act for vesting 'in the principal Officers of Her Majesty's 'Ordnance the Estates and property therein 'described, for granting certain powers to the 'said Officers,' and for other purposes therein "mentioned."

Ordered, That the said Address be presented to His Excellency, the Administrator of the Government, by such Members of this House, as are of the Honourable the Executive Council of this Province.

Authentic Actes Bill.

Ordered, That the Honourable Mr. *Viger* have leave to bring in a Bill for better regulating the Formalities of Authentic *Actes* passed before Notaries.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Tuesday the seventh of April next.

On motion of the Honourable Mr. *Robinson*, seconded by Mr. *Lantier*,

Address relating to the Expenditure on Huron Road from Toronto.

Resolved, That an humble Address be presented to His Excellency, the Administrator of the Government, praying His Excellency to inform this House respecting the expenditure of the thirty thousand pounds, granted by the 4th and 5th *Victoria*, chap. 28, "for improving the main "Northern road from Lake *Ontario* at *Toronto* "to Lake *Huron*."

1st. The amount expended by the Board of Works under Mr. *Hawkins*, for exploring and surveying the road from *Bradford* to *Barrie*, and for similar expenses on the road from *Bradford* to *Barrie* via *Bond Head* and the *Essa Line*.

Address relating to the Expenditure on Huron Road from Toronto.

2d. The amount paid for similar expenses to the above, on the *Penetanguishine* road, from *Barrie* to *Penetanguishine.*

3d. The amount expended in improving the *Cold Water* Road from the Village of the *Narrows* to *Cold Water;*—under the superintendence of Mr. *Hawkins,* distinguishing the amount expended for labour done on the Road, by contract or otherwise, from that paid for Salaries of Engineers, Overseers, Paymasters, and other Assistants.

4th. The amount expended in extending the Road from *Cold Water* to *Sturgeon Bay,* on Lake *Huron,* under Mr. *Hawkins,* shewing the amount paid for labour, and that for Superintendents, separately, as in the last, and also by what authority this extension of the Road was ordered.

5th. The amount expended in building and repairing the Bridge over the *Narrows* of Lake *Simcoe,* and making the Road from it to the Village of the *Narrows,* and also stating by what authority that expenditure took place.

6th. The amount expended in Exploring, Surveying, and Estimating for Work, on the *Whitby* and Lake *Simcoe* Road, by Mr. *Lyons,* during the past year, preparatory to expending the sum of two thousand pounds, granted during the last Session, for continuing the improvement of that Road.

Ordered, That the said Address be presented to His Excellency, the Administrator of the Government, by such Members of this House as are of the Honourable the Executive Council of this Province.

Committee on Railway Bills appointed.

The Honourable Mr. Attorney General *Draper* moved, seconded by the Honourable Mr. *Cayley,* That a Select Committee of nine Members, composed of the Honourable Mr. *Aylwin,* Mr. *Robinson,* the Honourable Mr. Solicitor General *Sherwood,* Mr. *Lantier,* Mr. *Cameron,* Mr. *Prince,* Mr. *Brooks,* Mr. *Taché,* and Mr. *Merritt,* be appointed to consider what general provisions ought to be introduced into such Railway Bills as may come before the House during the present or future Sessions, for the advantage of the Public, and the establishment of a sound Railway system; and likewise to consider what standing orders the House should adopt in relation to Railway Bills, with power to consider of any arrangements advantageous to the Public with regard to existing Railway Companies generally, to which, in the opinion of the Committee, the Legislature might justly give its sanction.

Mr. *Cameron* moved in amendment, seconded by Mr. *Prince,* That the word "nine" in the said motion be struck out, and the word "eleven" substituted; and that the names of the Honourable Mr. *Moffatt* and the Honourable Mr. *Morin* be added to the said Committee.

The question having been put upon the motion of amendment, it was agreed to unanimously.

The question being then put on the main motion, as amended, it was also agreed to, and

Resolved, Accordingly.

On motion of the Honourable Mr. Attorney General *Draper,* seconded by the Honourable Mr. *Cayley.*

Assessment Bill (U. C.)

Resolved, That this House do now resolve itself into a Committee of the whole House, to take into consideration the propriety of amending the Assessment Laws in force in *Upper Canada.*

The House accordingly resolved itself into the said Committee,

Mr. *Gowan* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair,

And Mr. *Gowan* reported, that the Committee had come to a Resolution, which he was directed to submit to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received on Monday next.

Oxford Election.

Members excused for non-attendance.

Mr. Lacoste.

According to order, *Louis Lacoste,* Esquire, Member for the County of *Chambly,* who was absent on the twenty-sixth instant, from the Select Committees appointed to try the merits of the Petition of *William Notman,* Esquire, of *Dundas,* in the *Gore* District, complaining of the undue Election and Return of *Edward Ermatinger,* Esquire, to represent the County of *Middlesex,* in this present Parliament; and of the Petition of the Honourable *Francis Hincks,* of the City of *Montreal,* complaining of the undue Election and Return of *Robert Riddell,* Esquire, Sitting Member for the County of *Oxford;* attended in his place in this House.

Mr. *Lacoste* rose in his place, and having given satisfactory reasons for not being present at the meetings of the said Select Committees, and having verified the same upon oath,

On motion of Mr. *Chauveau,* seconded by the Honourable Mr. *Baldwin,*

Resolved, That Mr. *Lacoste* having given satisfactory reasons for not being present on the twenty-sixth instant, at the meetings of the Select Committees for the trial of the Contested Elections for the Counties of *Middlesex* and *Oxford,* and having verified the same upon oath, he be now excused for such non-attendance.

Mr. Smith, of Frontenac.

According to Order, *Henry Smith,* Esquire, Member for the County of *Frontenac,* who was absent on the twenty-fifth and twenty-sixth instant, from the Select Committee appointed to try the merits of the Petition of the Honourable *Francis Hincks,* of the City of *Montreal,* complaining of the undue Election and Return of *Robert Riddell,* Esquire, Sitting Member for the County of *Oxford,* attended in his place in this House.

Mr. *Smith* rose in his place, and having explained the reasons for his not being present at the meetings of the said Select Committee, and having verified the same upon oath,

On motion of Mr. *Gowan,* seconded by Mr. *Sherwood* of *Brockville,*

Resolved, That Mr. *Smith* of *Frontenac,* having explained the reasons for his not being present on the twenty-fifth and twenty-sixth instant, at the meetings of the Select Committee for the trial of the Contested Election for the County of *Oxford,* and having verified the same upon oath, he be now excused for such non-attendance.

Mr. Dickson.

According to Order, *Walter Hamilton Dickson,* Esquire, Member for *Niagara,* who was absent on the twenty-first, twenty-third, twenty-fourth, twenty-fifth, and twenty-sixth instant, from the Select Committees appointed to try the merits of the Petition of *William Notman,* Esq., of *Dundas,* in the *Gore* District, complaining of the undue Election and Return of *Edward Ermatinger,* Esquire, to represent the County of *Middlesex,* in this present Parliament; and of the Petition of the Honourable *Francis Hincks,* of the City of *Montreal,* complaining of the undue Election and Return of *Robert Riddell,* Esquire, sitting Member for the County of *Oxford;* attended in his place in this House.

Mr. *Dickson* rose in his place, and having given satisfactory reasons for not being present at the meetings of the said Select Committees, and having verified the same upon oath,

On motion of Mr. *Williams,* seconded by Mr. *Petrie,*

Members excused for non-attendance.

Mr. Dickson.

Resolved, That Mr. *Dickson* having given satisfactory reasons for not being present on the twenty-first, twenty-third, twenty-fourth, twenty-fifth, and twenty-sixth instant, at the meetings of the Select Committee for the trial of the Contested Election for the County of *Middlesex*, and having verified the same upon oath, he be now excused such non-attendance.

On motion of Mr. *Chauveau*, seconded by the Honourable Mr. *Baldwin*,

Resolved, That Mr. *Dickson* having given satisfactory reasons for not being present on the twenty-first, twenty-third, twenty-fourth, twenty-fifth, and twenty-sixth instant, at the meetings of the Select Committee for the trial of the Contested Election for the County of *Oxford*, and having verified the same upon oath, he be now excused for such non-attendance.

Members called and did not appear.

Mr. *Bertrand*, Member for the County of *Rimouski*, having been called, according to Order, did not appear.

Then, on motion of the Honourable Mr. *Viger*, seconded by the Honourable Mr. *Daly*,

The House adjourned until Monday next.

Lunæ, 30° die Martii.

Anno Nono, Victoriæ Reginæ, 1846.

Petitions laid on the table.

THE following Petitions were severally brought up, and laid on the table:—

By Mr. *Colvile*,—The Petition of *L. G. Brown*, and others, of the County of *Beauharnois*; the Petition of *William Bowron*, and others, of the Townships of *Godmanchester* and *Hinchinbrook*, in the County of *Beauharnois*; the Petition of *Eden Colvile*, Esquire, M. P. P., and others, of the Seigniory of *Beauharnois*; and the Petition of the Reverend *R. G. Plees*, and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*.

By Mr. *Woods*,—The Petition of *Thomas L. Crooke*, Esquire, and others, inhabitants of the Townships of *Sarnia* and *Plympton*.

By Mr. *Stewart* of *Bytown*,—The Petition of *Clements Bradley*, and others, inhabitants of the Township of *Gloucester*, in the District of *Dalhousie*.

By Mr. *Cummings*,—The Petition of *D. M. Dougal*, and others, freeholders and inhabitants of *Upper Canada*.

By Mr. *Leslie*,—The Petition of the Ladies of the *Montreal* Protestant Orphan Asylum; and the Petition of *Augustin Perrault*, and others, merchants and tradesmen of the City of *Montreal*, in the District of *Montreal*.

By Mr. *Webster*,—The Petition of *George Brown*, and others, inhabitants of the Northern Division of *Owen's Sound*.

By Mr. *Merritt*,—The Petition of the Municipal Council of the District of *Niagara* (relating to the Common School Act); the Petition of the Municipal Council of the District of *Talbot*; the Petition of the Reverend *Job Deacon*, and others, members of the United Church of *England* and *Ireland*, in the Parishes of *Adolphustown* and *Fredericksburg*, in the Diocese of *Toronto*; and the Petition of the Municipal Council of the District of *Niagara* (relating to the sale of wild lands).

By Mr. *Smith* of *Frontenac*,—The Petition of *Samuel De Veaux*, and others, of *Niagara Falls*.

By the Honourable Mr. *Aylwin*,—The Petition of *M. Mason*, and others, members of the United Church of *England* and *Ireland*, of the Township of *Kingston*, in the Diocese of *Toronto*.

Petitions laid on the table.

By Mr. *Macdonald* of *Kingston*,—The Petition of *H. H. Whitney*, and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*, in connexion with *St. George's* Chapel, *Montreal*.

By the Honourable Mr. *Baldwin*,—The Petition of *Daniel Hoover* and others, inhabitants of the Township of *Walpole*, in the District of *Talbot*; and the Petition of *James L. Green* and others, inhabitants of the Township of *Townsend*, in the District of *Talbot*.

By the Honourable Mr. *Laterrière*,—The Petition of *C. P. Huot*, Esquire, and others, inhabitants of the Parish of *Baie St. Paul*, in the County of *Saguenay*; the Petition of *Alexis Otisse* and others, of the Parish of *Baie St. Paul*, in the County of *Saguenay*; the Petition of *James Alexander* and others, Navigators, residing in the County of *Saguenay*; the Petition of the Reverend *L. A. Bourret* and others, inhabitants of the County of *Saguenay*; the Petition of *Simeon Destroismaisons*, Esquire, and others, of *St. Urbain* and other Parishes in the County of *Saguenay*; the Petition of the Reverend *B. Honorat* and others, residing on the River *Saguenay*; and the Petition of *David Gagnon* and others, residing on the River *Saguenay*.

By the Honourable Mr. *Robinson*,—The Petition of the Municipal Council of the District of *Simcoe* (relating to a tax on improved lands); the Petition of the Municipal Council of the District of *Simcoe* (relating to a tax on town lots); the Petition of the Municipal Council of the District of *Simcoe* (relating to a tax on wild lands); the Petition of *Gerald Alley* and others, inhabitants of the Township of *Oro*; the Petition of *James Wickens*, President of the *Simcoe* Agricultural Society; and the Petition of the Municipal Council of the District of *Simcoe* (relating to the Registry Office).

By Mr. *Cameron*,—The Petition of *John R. Gemmill*, of the Town of *Lanark*, in the District of *Bathurst*; and the Petition of the Reverend *A. G. Laurie* and others, Ministers and Members of the Christian Universalist Association of *Canada West*.

By the Honourable Mr. *Daly*,—The Petition of *Joseph Louis Héon*, inhabitant of the Township of *Somerset*.

By Mr. *Roblin*,—The Petition of *Ebenezer Jewell*, of *Demorestville*; and the Petition of *Stephen Bowerman*, of the Township of *Hallowell*, in the District of *Prince Edward*.

By Mr. *Macdonald* of *Cornwall*,—The Petition of *Donald M'Dermid*, of *Cornwall*, formerly an Officer in the Militia of *Glengary*.

By Mr. *Dickson*,—The Petition of *Lachlin Bell*, and others, of *Upper Canada*; the Petition of *Richard Miller* and others, the President and Members of the Board of Police, of the Town of *Niagara*; the Petition of the Municipal Council of the District of *Niagara* (relating to a road in *Grantham*); the Petition of the Municipal Council of the District of *Niagara* (relating to Town Lots); and the Petition of the Municipal Council of the District of *Niagara* (relating to Temperance Houses).

By Mr. *DeWitt*,—The Petition of *David Johnston* and others, of the Township of *Kilkenny*, *Canada East*.

By the Honourable Mr. *Aylwin*,—The Petition of the Honourable *J. R. Vallieres de St. Réal*, and others, Justices of Her Majesty's Courts of Queen's Bench in *Lower Canada*; the Petition of *Joseph Lemonde*, of *Montreal*; the Petition of *John Sharples*, Esquire, Supervisor of Cullers, of the City of *Quebec*; the Petition of Mrs. *Marion Gibb* and other Ladies, Members of the Committee of Management of the *Charles* Street Infant School, *Quebec*; and the Petition of Lady *Stuart* and other Ladies, the Committee of the *Quebec* Infant School.

By Mr. *Chabot*,—The Petition of the Reverend *J. B. Coté* and others, of the Seigniories of *Metis*, *Pachot* and *Matane*, in the County of *Rimouski*; and the Petition of the Mayor and Councillors of the City of *Quebec*.

Petitions read. Pursuant to the Order of the Day, the following Petitions were read:—

Of *T. Spruen*, of *Montreal*; praying to be compensated for his services, as Teacher of the School belonging to the Royal Institution, at *Gaspé*.

Of *D. B. O. Ford* and others, of the Town of *Brockville*, in the District of *Johnstown*; praying for the passing of an Act to authorize the Trustees of the District School, of the said District, to hold a certain lot of ground in the said Town.

Of the Reverend *Messire Ducharme* and others, Members of the Corporation of the College of *Ste. Thérese de Blainville*; praying for an aid to enable them to erect a College in that Parish; the present building being insufficient for the number of Students.

Of *John Morris*, Esquire, and others, of *Ste. Thérèse*; praying for an aid to build a College in that Parish.

Of *Hamnett Pinhey*, Esquire, Warden of the Municipal District of *Dalhousie*; praying for the passing of an Act explanatory of the Act 7th *Vict.* Cap. 11, commonly called "The Ordnance Vesting Act," with reference to a certain case.

Of *William Lough* and others, inhabitants of the County of *Russell*; praying for certain alterations in the Charter of the University of King's College.

Of *John Lamb* and others, inhabitants of the Township of *Warwick*; praying that the Clergy Reserve Lands may not be divided amongst various Religious Denominations as petitioned for; but that the Legislature may petition the Imperial Authorities for the entire controul over those Lands, and apply them to the general purposes of Education.

Of *William Dixon* and others, inhabitants of the Township of *Warwick*; praying that the Report of the Select Committee of the Legislative Assembly of the last Session, to which were referred the Petitions of the Church Society of the Diocese of *Toronto* relating to the Clergy Reserves, may be rejected by the House.

Of the Reverend *John Anderson* and others, members of the United Church of *England* and *Ireland*, in the Township of *Bertie*, in the Diocese of *Toronto*; praying that measures may be adopted for vesting in the Church Society of the Diocese of *Toronto*, for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall correspond with their share of the income arising from the same.

Of *John Lyon* and others, inhabitants of the Township of *Esquesing*, in the *Gore* District, and of *William Peacock* and others, lessees and occupants of Clergy Reserves, in the Township of *Trafalgar*, in the District of *Gore*; praying that the Clergy Reserve Lands may not be divided amongst any Religious Denominations, but that the same may be sold under the provisions of the Imperial Act.

Of *John Prince*, Esquire, President of the *Niagara* and *Detroit* Rivers Railroad Company, and others, freeholders and inhabitants of *Upper Canada*; praying that the time for completing the said Railroad may be extended two years.

Of *John E. Mills*, Esquire, Chairman of the Committee of Management of the *Champlain* and *St. Lawrence* Railroad Company; praying for certain amendments to the Act incorporating the said Company.

Of the President and Governors of the *Montreal* General Hospital; praying for a grant in aid of the said Institution.

Of *Richard E. Vidal*, Commander of the Royal Navy; complaining that his property is cut up by two roads running parallel near to each other, and praying that one of them may be closed up, according to a deed of the Surveyor of Highways, confirmed by the Magistrates in Quarter Sessions, in 1835. Petitions read.

Of the Reverend *William Ritchie* and others, Members of the United Church of *England* and *Ireland*, in the Diocese of *Toronto*; praying that measures may be adopted for vesting in the Church Society of the Diocese of *Toronto*, for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall correspond with their share of the income arising from the same.

Of *L. M. Cressé*, Esquire, Mayor, and others, the Councillors of the Municipality of the Parish of *St. Jean Baptiste de Nicolet*; praying that the 8th *Victoria*, chap. 40, be amended and explained in certain particulars.

Of *Pierre I. Trépanier* and others, of the Parish of *St. Stanislaus*, in the County of *Champlain*; praying for an aid to open a Road in the said Parish.

Of *Jacques Légaré* and others, inhabitants of the Parish of *Ste. Foye* and its neighbourhood; praying that the Toll-gate between the *Carouge* and *Kilmarnock* Roads may be removed.

Of *Jacques Légaré* and others, inhabitants of the Parish of *Ste. Foye* and its neighbourhood; praying for an aid to enable them to Macadamize the Road called "*Route de l'Eglise*," between the *Cap Rouge* and *Ste. Foye* Roads.

Of *Robert Easton Burns*, Esquire, Judge of the District Court of the *Home* District; praying to be permitted to practise as a Barrister and Counsel in the Courts of Equity in *Upper Canada*.

Of *Horatio N. Patton*, Esquire, and others, citizens of *Quebec*, and inhabitants of the Parish of *Point Lévy*; praying that the Ferry between the City of *Quebec* and the Parish of *Point Lévy*, on the River *St. Lawrence*, may be vested in the Corporations of the said City and Parish, with power to lease the same.

Of *James Dean*, Esquire, and others, Merchants of *Quebec*; praying to be incorporated as "The *Quebec* "Forwarding Company."

Of *William Rogerson* and others, Manufacturers of Lumber of the Province of *Canada*; praying that the Salary of the Supervisor of Cullers may be increased.

Of *Louis Célestin Lefrançois*, Registrar of the County of *Montmorency*; praying that he may be allowed the same remuneration as other Registrars, for copies of Documents enregistered in his office.

Of *Israel Lewis*, C. M. of *Montreal*; praying that he may be granted a premium as the Inventor of a certain Fire Screen.

Of *Andrē Antoine Asselin*, of the Parish of *St. François du lac St. Pierre*, School-Master; praying that an Annual Sum be granted to him from the 26th November, 1832, to the 31st December, 1842, for his services as School-Master.

Of the Municipal Council of the Municipality of *Ste. Anne de la Pocatière*, in the County of *Kamouraska*; praying for an aid to enable them to complete the Road, known as "The Government Road," leading from the third Concession of the said Parish to the Township of *Ixworth*.

Of the Honourable *Antoine Gaspard Couillard*; praying to be reimbursed certain sums expended by him in the purchase of Registers, and other Books for his office as Registrar for the County of *L'Islet*.

Of the Municipal Council of the District of *Niagara*; praying for the passing of an Act, to require that the *Queenston* and *Grimsby* Macadamized Road, when made, be continued on the present line, through the Village of *Jordan*, in the Township of *Louth*.

Of *James Hutchison* and *James M'Carthey*, on behalf of a Public Meeting of the inhabitants of *Bayham* and other Townships, in the Districts of *London*, *Oxford*, and *Talbot*; praying for a Grant to construct a Harbour at *Port Burwell*, and also to make a Road leading into the interior, and that the Town-

Petitions read.

ship of *Bayham* may be annexed to the District of *Brock*, in exchange for a part of the Township of *Nissouri*.

Of *Alexander M'Lean*, Esquire, and others, of the town of *Cornwall;* praying to be relieved from the payment of District Rates, and that certain amendments be made to the Act incorporating the said Town.

Of *A. Bochet* and others, inhabitants of the County of *Champlain;* praying that the Winter Roads Act be permanently abrogated, in so far as regards the Districts of *Quebec* and *Gaspé*, and part of the District of *Three Rivers*.

Petitions referred:

Jacques Légaré, et al.

Ordered, That the Petition of *Jacques Légaré* and others, inhabitants of the Parish of *Ste. Foye* and its neighbourhood (relating to certain roads); and the Petition of *Jacques Légaré* and others, inhabitants of the Parish of *Ste. Foye* and its neighbourhood (relating to a certain tollgate); be referred to the Select Committee to which was referred the Petition of *Jean Baptiste Pagé* and others, inhabitants of the Parish of *L'Ancienne Lorette* and other references.

Richard E. Vidal.

Resolved, That the Petition of *Richard E. Vidal*, Commander of the Royal Navy, be referred to a Select Committee composed of Mr. *Woods*, Mr. *Prince*, Mr. *Cameron*, Mr. *Smith* of *Wentworth*, and Mr. *Ermatinger*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

H. Pinhey, Esq.

Resolved, That the Petition of *Hamnett Pinhey*, Esquire, Warden, of the Municipal Council of the District of *Dalhousie*, be referred to a Select Committee composed of Mr. *Stewart* of *Bytown*, Mr. *Gowan*, Mr. *Cameron*, and Mr. *Johnston*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Pierre Garette, et al.

Ordered, That the Petition of *Pierre Garette* and others, of the Parish of *St. Antoine de la Baie du Febvre*, in the County of *Yamaska*, be referred to the Select Committee to which was referred the Petition of *Jean Marie Robitaille* and others, of the Parish of *L'Ancienne Lorette*.

Hon. A. G. Couillard, et al.

Resolved, That the Petition of the Honourable *Antoine Gaspard Couillard* and others, of the County of *L'Islet*, be referred to a Select Committee composed of Mr. *Taché*, the Honourable Mr. *Morin*, Mr. *Prince*, Mr. *Chauveau*, and Mr. *Desaunier*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Niagara District Municipal Council.

Resolved, That the Petition of the Municipal Council of the District of *Niagara* (relating to a road) be referred to a Select Committee composed of Mr. *Cummings*, Mr. *Merritt*, Mr. *Dickson*, Mr. *Chalmers*, and Mr. *Webster*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Rev. John Anderson.

Ordered, That the Petition of the Reverend *John Anderson* and others, members of the United Church of *England* and *Ireland*, in the Township of *Bertie*, in the Diocese of *Toronto*, be referred to the Select Committee to which was referred the Petition of the Church Society of the Diocese of *Toronto*, and other references.

Standing Committees reported.

The Honourable Mr. Attorney General *Smith*, from the Select Committee appointed to prepare and report lists of Members to compose the six Standing Committees ordered by this House, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Your Committee have, in obedience to the Order of your Honourable House, proceeded to prepare Lists of Members to compose Standing Committees, which they beg leave to report as follows:—

1ST.—ON PRIVILEGES AND ELECTIONS.

The Honourable Mr. *Baldwin*,
Mr. *Chauveau*,
The Honourable Mr. Sol. Gen. *Sherwood*,
Mr. *Macdonald* of *Kingston*,
Mr. *Macdonell* of *Dundas*,
Mr. *Scott*, and
Mr. *Williams*—7.

2ND.—EXPIRING LAWS.

Mr. *Smith* of *Frontenac*,
The Honourable Mr. *Aylwin*,
The Honourable Mr. *Moffatt*,
Mr. *Watts*, and
Mr. *Hall*—5.

3RD.—ON PRIVATE BILLS.

The Honourable Mr. *Morin*,
Mr. *Price*,
Mr. *Hale*,
Mr. *Duggan*,
Mr. *Sherwood* of *Brockville*,
The Honourable Mr. *Robinson*, and
Mr. *Webster*.—7.

4TH.—ON STANDING ORDERS.

Mr. *Meyers*,
Mr. *Stewart* of *Bytown*,
Mr. *Taché*,
The Honourable Mr. *Lafontaine*, and
Mr. *Macdonald* of *Cornwall*.—5.

5TH.—ON PRINTING AND BINDING.

Mr. *Dickson*,
Mr. *Gowan*,
Mr. *LeMoine*,
Mr. *Armstrong*,
Mr. *Ermatinger*,
Mr. *Monro*, and
Mr. *Brooks*.—7.

6TH.—ON CONTINGENCIES.

Mr. *Roblin*,
Mr. *Christie*,
Mr. *Colvile*,
Mr. *DeWitt*,
The Honourable Mr. *DeBleury*,
Mr. *Petrie*, and
Mr. *M'Connell*.—7.

Oxford Election.

Mr. *Chauveau*, Chairman of the Select Committee appointed to try the merits of the Petition of the Honourable *Francis Hincks*, of the City of *Montreal*, complaining of the undue Election and Return of *Robert Riddell*, Esquire, Sitting Member for the County of *Oxford*, reported that the Committee met on Saturday last, at nine o'clock, A. M., pursuant to adjournment, but were unable to proceed to business, in consequence of the absence of Mr. *Bertrand*.

And further, that the Committee met this morning, at the same hour, and, in consequence of the continued absence of Mr. *Bertrand*, they were unable to proceed to business.

Ordered, That Mr. *Bertrand*, Member for the County of *Rimouski*, do attend in his place in this House to-morrow.

Committee on Petition of Municipal Council of Niagara, reports.

Mr. *Cummings*, from the Select Committee to which was referred the Petition of the Municipal Council of the District of *Niagara*, with power to report by Bill or otherwise, presented to the House a Bill to repeal the Act therein mentioned, authorizing the raising of a sum of money in the District of *Niagara*, for the purpose of relieving the said District from debt; which was received and read for the first time, and ordered to be read a second time on Thursday next.

Committee on Petition of Marie Honorine Pinsoneault, et al., reports.

Mr. *Boutillier* from the Select Committee to which was referred the Petition of *Marie Honorine Pinsoneault*, (*dite St. Joseph*,) and others, the Religious Sisters of Charity of the *Hôtel Dieu* of the Parish of *St. Hyacinthe*, in the County of *St. Hyacinthe*, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and agreed to by the House, and is as followeth:—

Your Committee having examined the Petition to them referred, are of opinion that the prayer therein contained be granted.

La Communauté des Filles de la Charité, Incorporation Bill.

Ordered, That Mr. *Boutillier* have leave to bring in a Bill to incorporate "La Communauté des Filles de la Charité," of the Parish of *St. Hyacinthe*, in the District of *Montreal*, for the care of infirm and sick persons, and for other purposes.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Wednesday next.

Home District Municipal Council.

Ordered, That the Petition of the Municipal Council of the *Home* District be printed for the use of the Members of this House.

Simcoe Registry Office Bill.

Ordered, That the Honourable Mr. *Robinson* have leave to bring in a Bill to provide for the removal of the Registry Office of the District of *Simcoe* from its present site to *Barrie*, the District Town.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Thursday next.

Great Western Railroad Bills.

Ordered, That Mr. *Cameron* have leave to bring in a Bill to alter and amend the Charter of the *Great Western* Railroad Company.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Wednesday next.

Ordered, That Mr. *Cameron* have leave to bring in a Bill to incorporate a Company to extend the *Great Western* Railroad from *Hamilton* to *Toronto*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Wednesday next.

On motion of Mr. *Armstrong*, seconded by Mr. *Chabot*,

Address relative to Commutations.

Resolved, That an humble Address be presented to His Excellency the Administrator of the Government, praying that he will be pleased to direct the proper officer to lay before this House, a Return of the number of Commutations which have taken place under the 8th *Victoria*, cap. 42, intituled "An Act the better to facilitate "optional Commutation of the tenure of Lands "*en roture* in the *Seigniories* and *Fiefs* in *Lower* "*Canada* into that of *franc alleu roturiers*."

Ordered, That the said Address be presented to His Excellency, the Administrator of the Government, by such Members of this House as are of the Honourable the Executive Council of this Province.

Committee on subject of Commutations appointed.

Resolved, That a Select Committee, composed of Mr. *Christie*, the Honourable Mr. *Moffatt*, the Honourable Mr. *Aylwin*, Mr. *Leslie*, Mr. *Lantier*, and Mr. *Taché*, be appointed to enquire into and report upon the expenses usually incurred in effecting Commutations of the tenure of Land held *en Fief* or *à titre de cens* of the Crown in *Lower Canada* into that of Free and Common Soccage, under the Imperial Act 3rd *Geo.* IV., ch. 119, and their legality, and whether such expenses have contributed to prevent commutations, or have proved an obstacle thereto, and to report upon the expedience of making provision by law for modifying those expenses or charges, with a view to facilitate the operations of the said Act, and to render commutations under it less expensive; with power to send for persons, papers, and records.

Committee on causes of fires by Steam Engines, appointed.

Resolved, That a Select Committee, composed of Mr. *Cauchon*, the Honourable Mr. *Morin*, Mr. *Christie*, Mr. Solicitor-General *Taschereau*, and the Honourable Mr. *Aylwin*, be appointed to inquire into the causes of fires by steam engines on land or by water, within the limits of this Province, and into the most efficient means for preventing them for the future, to report thereon with all convenient speed; with power to send for persons, papers, and records.

Court of Chancery.

Ordered, That the Honourable Mr. Attorney-General *Draper*, have leave to bring in a Bill to remove certain doubts as to the jurisdiction conferred upon the Court of Chancery in *Upper Canada*, in matters relating to lunatics, idiots, and persons of unsound mind, and their estates, and to amend and extend the laws in force in *Upper Canada*, relating to lunatics, idiots, and persons of unsound mind, and their estates.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Friday next.

On motion of Mr. *Laurin*, seconded by Mr. *Chabot*,

Quebec Turnpike Roads.

Resolved, That an humble Address be presented to His Excellency, the Administrator of the Government, praying that he will be pleased to acquaint this House with the reasons why the Trustees of the *Quebec* Turnpike Roads have not caused the road from the *Côte de Champigny*, including the said *Côte*, to the bridge commonly called the "Red Bridge," or "Commissioner's Bridge," to be macadamized, in conformity with the Act of the 8th *Victoria*, cap. 55, and if the said Trustees have the intention of conforming themselves to the said law, and of macadamizing the said road in the course of the next summer.

Ordered, That the said Address be presented to His Excellency, the Administrator of the Government, by such Members of this House as are of the Honourable the Executive Council of this Province.

On motion of the Honourable Mr. Attorney-General *Draper*, seconded by the Honourable Mr. Solicitor-General *Sherwood*,

School Law, (U. C.)

Resolved, That this House do now resolve itself into a Committee of the whole House, on the School Law of *Upper Canada*.

The House accordingly resolved itself into the said Committee.

Mr. *Christie* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair, and Mr. *Christie* reported that the Committee had come to a Resolution, which he was directed to submit to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Plurality of Offices Bill.

Ordered, That Mr. *Christie* have leave to bring in a Bill to prevent the undue accumulation and plurality of offices.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Tuesday, the seventh of April next.

Assessment Laws, (U. C.)

Mr. *Gowan*, from the Committee of the whole House, to take into consideration the propriety of amending the Assessment Laws, in force in *Upper Canada*, reported, according to order, the Resolution of the said Committee, which Resolution was again read at the Clerk's table, and agreed to by the House, and is as followeth:—

Resolved, That it is expedient that a more equal system of valuation of lands in *Upper Canada*, for the purposes of Assessment, be adopted, and that new provision of Law be made for the purpose of obtaining such valuation, and to impose and collect Rates and Assessments in that part of this Province.

Ordered, That the Honourable Mr. Attorney General *Draper* have leave to bring in a Bill to regulate Assessments and the appointment of Collectors and Assessors in *Upper Canada*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Tuesday, the seventh of April next.

Member called and did not appear.

Mr. *Bertrand*, Member for the County of *Rimouski*, having been called, according to order, did not appear.

Magdalen Islands Bill.

The Order of the Day for the second reading of the Bill relating to the *Magdalen* Islands, in the Gulf of *St. Lawrence*, and to enable the inhabitants, householders thereof, to establish a Municipal Council in the said Islands, being read,

Ordered, That the said Bill be read a second time on Monday next.

District of Gaspé Marriage, &c. Bill.

The Order of the Day for the second reading of the Bill to make provision for the legal proof, and preservation thereof, of certain informal marriages had, anterior to a certain date therein mentioned, before Justices of the Peace and others in the Inferior District of *Gaspé*, as ratified by Act of the Legislature of *Lower Canada*, but whereof no Register or Records have been kept, and for recording the same, including certain births or baptisms and burials in the said District; being read,

Ordered, That the said Bill be read a second time on Monday next.

Gaspé Municipalities Bill.

The Order of the Day for the second reading of the Bill relating to certain Municipalities in *Gaspé* not regularly established according to law, and to remedy the defect, and for other purposes, being read,

Ordered, That the said Bill be read a second time on Monday next.

Gaspé Administration of Justice Bill.

The Order of the Day for the second reading of the Bill for the better administration of Justice in the General Sessions of the Peace for *Gaspé*, and to prevent charges upon the Treasury of the Province for unnecessarily summoning Jurors thereto; being read,

Ordered, That the said Bill be read a second time on Monday next.

Visitation of certain Institutions Bill.

The Order of the Day for the second reading of the Bill for the annual visitation of certain Institutions in this Province, maintained in whole or in part at the public expense, and for causing reports of the state and condition thereof to be annually laid before the Legislature, and for preventing abuses therein, being read,

Ordered, That the said Bill be read a second time on Monday next.

District Courts Upper Canada.

The Order of the Day for the House in Committee on the propriety of amending the Schedule to the Act passed last Session, intituled "An Act to "amend, consolidate, and reduce into one Act the "several Laws now in force, establishing or regu-"lating the practice of District Courts in the several "Districts of that part of this Province, formerly "*Upper Canada*," being read,

The House accordingly resolved itself into the said Committee,

Mr. *Boulton* took the chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair,

And Mr. *Boulton* reported that the Committee had come to a Resolution, which he was directed to submit to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Dempsey's Relief Bill.

The Order of the Day for the Second Reading of the Bill to authorize the Courts of Queen's Bench, and of Chancery, in *Upper Canada*, in their discretion, to admit *John W. Dempsey* to practise as an Attorney and Solicitor therein, being read,

The said Bill was read accordingly.

Trafalgar Road Bill.

The Order of the Day for the Second Reading of the Bill to incorporate certain persons as the *Trafalgar*, *Esquesing*, and *Erin* Road Company, being read,

Ordered, That the said Bill be read a second time on Thursday next.

Oxford Election.

The Order of the Day for taking into consideration a motion made on the twenty-fourth instant, viz:—"That the Select Committee appointed to try "the merits of the Petition of the Honourable "*Francis Hincks*, of the City of *Montreal*, complain-"ing of the undue Election and Return of *Robert* "*Riddell*, Esquire, Sitting Member for the County "of *Oxford*, having been unavoidably reduced to less "than nine Members, and having so continued for "the space of three sitting days, is dissolved," being read,

The House proceeded accordingly to take the said motions into consideration,

And the said motion being again read, and the question being put thereon, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Boulton*, *Brooks*, *Cayley*, *Chalmers*, *Colvile*, *Cummings*, *Daly*, Attorney General *Draper*, *Ermatinger*, *Foster*, *Gowan*, *Hale*, *Hall*, *Jessup*, *Johnston*, *Macdonald* of Cornwall, *Macdonell* of Dundas, *Meyers*, *Moffatt*, *Monro*, *Papineau*, *Petrie*, *Prince*, *Robinson*, *Sherwood* of Brockville, Solicitor General *Sherwood*, *Smith* of Frontenac, Attorney General *Smith*, *Stewart* of Bytown, *Stewart* of Prescott, *Viger*, *Webster*, and *Woods*.—(33.)

NAYS.

Messieurs *Armstrong*, *Aylwin*, *Baldwin*, *Berthelot*, *Boutillier*, *Cameron*, *Cauchon*, *Chabot*, *Chauveau*, *Christie*, *Desaunier*, *DeWitt*, *Dickson*, *Drummond*, *Duggan*, *Guillet*, *Lacoste*, *LaFontaine*, *Lantier*, *La-*

terrière, Laurin, LeMoine, Leslie, Macdonald of GLENGARY, *Macdonald* of KINGSTON, *Macdonell* of STORMONT, *Merritt, Méthot, Morin, Nelson, Price, Roblin, Rousseau, Scott, Smith* of WENTWORTH, *Taché, Watts* and *Williams.*—(38.)

So it passed in the negative.

Then, on motion of Mr. *Sherwood* of *Brockville*, seconded by the Honourable Mr. *Viger*,

The House adjourned.

Martis, 31° *die Martii.*

ANNO NONO, VICTORIÆ REGINÆ, 1846.

Petitions laid on the table.

THE following Petitions were severally brought up and laid on the table:—

By Mr. *DeWitt*,—The Petition of the Right Reverend *R. Gaulin*, President of the Corporation of the College of *L'Assomption.*

By Mr. *Macdonell* of *Dundas*,—The Petition of the Reverend *Henry Patton* and others, members of the United Church of *England* and *Ireland*, in the Parish of *Cornwall*, in the Diocese of *Toronto.*

By Mr. *Foster*,—The Petition of *Stephen S. Foster*, Esquire, President, and others, the Directors of the *Shefford* Academy.

By Mr. *Chalmers*,—The Petition of *John Marshall*, senior, and others, of the County of *Halton.*

By Mr. *Williams*,—The Petition of *G. M. Boswell*, Esquire, and others.

By Mr. *Riddell*,—The Petition of Colonel *A. Light* and others, of *Woodstock* and other Towns, in the Districts of *Brock* and *London.*

By Mr. *Monro*,—The Petition of *Joseph Tomlinson*, Esquire, of *Markham* and other Townships, in the *Home* District.

By Mr. *Lacoste*,—The Petition of *John Glen*, Esquire, and others, Trustees of the *Longueuil* and *Chambly* Turnpike Road.

By Mr. *LeMoine*,—The Petition of *William Hannah* and others, of the Parish of *Lachine.*

By Mr. *Watts*,—The Petition of *William Robins* and others, of the County of *Drummond.*

By Mr. *Laurin*,—The Petition of *Ambroise Sivigni* and others, of the Parish of *St. Ambroise de Tilly.*

By the Honourable Mr. *Aylwin*,—The Petition of the Reverend *Robert R. Burrage*, of the City of *Quebec*; the Petition of *H. Jessup*, Esquire, and others, inhabitants of the City of *Quebec*; and the Petition of *George O'Kill Stuart*, Esquire, and others, landed proprietors of the District of *Quebec.*

By Mr. *Stewart* of *Bytown*,—The Petition of *John Egan*, Esquire, and others, inhabitants of the County of *Ottawa*, residing on the South Bank of the *Ottawa.*

On motion of the Honourable Mr. Attorney General *Smith*, seconded by Mr. Solicitor General *Taschereau*,

Standing Committees.

Resolved, That this House doth concur in the Report of the Select Committee appointed to prepare and report Lists of Members to compose the Six Standing Committees ordered by this House, on Thursday last.

Petitions referred:

John Grubb, et al.

Ordered, That the Petition of *John Grubb* and others, inhabitants of the Township of *York* and of the Gore of *Toronto*, be referred to the Standing Committee on Private Bills.

Rev. J. Shortt, et al.

Ordered, That the Petition of the Reverend *Jonathan Shortt* and others, members of the United Church of *England* and *Ireland*, in *Port Hope*, be referred to the Select Committee to which was referred the Petition of the Church Society of the Diocese of *Toronto*, and other references.

Wm. Lough, et al.

Ordered, That the Petition of *William Lough* and others, inhabitants of the County of *Russell*, be referred to the Select Committee to which was referred the Petition of *George Roe* and others, of the County of *Russell.*

W. Rowe, et al.

Ordered, That the Petition of *William Rowe* and others, of the Townships of *Clarke* and *Hope*, in the District of *Newcastle*, be referred to the Standing Committee on Private Bills.

A. Bonchet, et al.

Ordered, That the Petition of *Amable Bonchet* and others, inhabitants of the County of *Champlain*, be referred to the Select Committee to which was referred the Petition of *Jean Marie Robitaille* and others, of the Parish of *L'Ancienne Lorette*, and other references.

M. F. Valois, et al.

Ordered, That the Petition of *M. F. Valois* and others, inhabitants and proprietors, of *Lachine* and other places, be referred to the Select Committee to which was referred the Petition of *E. Guy*, Esquire, and others, residing on the Lower *Lachine* Road, and another reference.

Middlesex Election.

Mr. *Dickson*, Chairman of the Select Committee appointed to try the merits of the Petition of *William Notman*, Esquire, of *Dundas*, in the *Gore* District, complaining of the undue Election and Return of *Edward Ermatinger*, Esquire, to represent the County of *Middlesex* in this present Parliament, reported the following Resolutions, which were again read at the Clerk's table, and agreed to by the House; viz:—

1*st. Resolved*, That *William H. Horton*, of the Town of *London*, Esquire, *George S. Tiffany*, of the Town of *Hamilton*, Esquire, and *Thomas D. Warren*, of the Village of *St. Thomas*, Esquire, Commissioners appointed to take the evidence on the trial of the controverted Election for the County of *Middlssex*, have been guilty of neglect, in not making a Return to the Commission issued by order of the House, and to them directed in that behalf.

2*d. Resolved*, That the said Commissioners, *Wm. H. Horton, George S. Tiffany*, and *Thomas D. Warren*, Esquires, should be summoned to appear at the Bar of the House to answer such their neglect, and that they bear the charge of the Summons.

On motion of Mr. *Dickson*, seconded by Mr. *Roblin*,

Ordered, That *William H. Horton*, of the Town of *London*, Esquire, *George S. Tiffany*, of the Town of *Hamilton*, Esquire, and *Thomas D. Warren*, of the Village of *St. Thomas*, Esquire, Commissioners appointed to take the evidence in the matter of the Contested Election for the County of *Middlesex*, having been guilty of neglect, in not returning the Commission issued by the order of the House, be summoned to appear at the Bar of this House, and that they bear the expense of the Summons.

On motion of Mr. *Boulton*, seconded by Mr. *Duggan*,

Petition of Mayor, &c., of Toronto, referred.

Ordered, That the Resolution of this House referring the Petition of the Mayor, Aldermen, and Commonalty of the City of *Toronto*, to a Select Committee, be rescinded, and that the said Petition be referred to the Standing Committee appointed to assist Mr. Speaker in the direction of the Library.

On motion of the Honourable Mr. *Robinson*, seconded by Mr. *Merritt*,

Trade and Commerce.

Resolved, That an humble Address be presented to His Excellency, the Administrator of the Government, praying that His Excellency will be

pleased to lay before this House, copies of all Despatches and Communications which have passed between the Imperial and Colonial Governments, on the subject of the Trade, Commerce, and Revenue of this Province, since the Despatch dated 26th September, 1844.

Ordered, That the said Address be presented to His Excellency, the Administrator of the Government, by such Members of this House as are of the Honourable the Executive Council of this Province.

Oxford Election.

Mr. *Chauveau*, Chairman of the Select Committee appointed to try the merits of the Petition of the Honourable *Francis Hincks*, of the City of *Montreal*, complaining of the undue Election and Return of *Robert Riddell*, Esquire, Sitting Member for the County of *Oxford*, reported that the Committee met this day, at nine o'clock, A. M., pursuant to adjournment, but were unable to proceed to business, in consequence of the absence of Mr. *Bertrand*, a member of the Committee.

Ordered, That Mr. *Bertrand*, Member for the County of *Rimouski*, do attend in his place in this House to-morrow.

On motion of Mr. *Stewart* of *Bytown*, seconded by Mr. *Smith* of *Frontenac*,

Crown Timber, Bytown.

Resolved, That an humble Address be presented to His Excellency, the Administrator of the Government, praying that he will be pleased to cause to be laid before this House a Statement in detail of the transactions in the Crown Timber Office in *Bytown* for the year 1845; exhibiting the number of rafts passed, owners' name, the amount of duty on each raft, the gross amount of revenue for the year, the names of the agent, clerks, and servants, and the salary to each, and any other expense connected with the office; also the amount paid by Government for surveys, and the amount paid by each individual lumberman for such services; the number of timber limits occupied or granted, the locality; the name of the party to whom granted, and the amount of deposit on each; together with the whole of the subject matter of the Commission of Enquiry appointed to investigate the affairs of the Crown Timber Office in *Bytown*, and the expense in detail of such Commission.

Ordered, That the said Address be presented to His Excellency, the Administrator of the Government, by such Members of this House as are of the Honourable the Executive Council of this Province.

Notarial Profession Bill.

Ordered, That Mr. *Laurin* have leave to bring in a Bill for the organization of the Notarial Profession in that part of this Province called *Lower Canada*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Thursday, the ninth of April next.

Provincial Penitentiary Bill.

Ordered, That the Honourable Mr. Attorney General *Draper* have leave to bring in a Bill to consolidate and amend the Laws relating to the Provincial Penitentiary.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Friday next.

On motion of the Honourable Mr. *Cayley*, seconded by the Honourable Mr. Attorney General *Smith*,

Ordered, That the Speech of His Excellency, the Administrator of the Government, delivered to both Houses of the Provincial Legislature at the opening of the present Session, be taken into consideration on to-morrow. Speech from the Throne.

On motion of Mr. *Macdonald* of *Kingston*, seconded by Mr. *Meyers*,

Ordered, That the officers connected with the several chartered Banks and Insurance Offices of the Province, be respectively directed to lay before this House the statement of the affairs of the said Banks and Insurance Offices, as required by the Acts of Incorporation. Bank statements.

On motion of Mr. *Macdonell* of *Dundas*, seconded by Mr. *Smith* of *Frontenac*,

Resolved, That this House do now resolve itself into a Committee of the whole House, to take into consideration Resolutions for the repeal of so much of the Act of the Parliament of *England*, passed in the 32d year of the Reign of His Majesty, King *Henry* the Eighth, which imposes a penalty upon the grantor and grantee of land; and which declares, under certain circumstances therein mentioned, a title void, and also for the abrogation of any Usage or Custom of *England*, which goes to the extent of invalidating the title of a purchaser, when a third party may be in adverse possession at the time of passing such title, and substituting in lieu of such Statute Law, Usage, and Custom of *England*, an Act to be in force in *Upper Canada*, to enable Parties to dispose of Real Estate without the disability imposed by such Statute Law, Usage, and Custom of *England*, as aforesaid. Real Estate.

The House accordingly resolved itself into the said Committee.

Mr. *Seymour* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair,

And Mr. *Seymour* reported that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, That the said Committee have leave to sit again on Monday next.

The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, laid before the House, by command of His Excellency, the Administrator of the Government,

Copy of the Blue Book for 1844. Blue Book.

Also,

Pursuant to the Provincial Act 4th *William IV.*, chapter 37, the Annual Report of the Provincial Penitentiary for 1845. Provincial Penitentiary.

(*For the said Report see Appendix G.*)

And also,

Assessment Rolls for *Upper Canada*, for 1845, transmitted pursuant to 59th *George* III., chapter 7. Assessment Rolls, (U. C.)

(*For the said Assessment Rolls see Appendix H.*)

Mr. *Christie* from the Committee of the whole House, on the School Law of *Upper Canada*, reported, according to Order, the Resolution of the said Committee, which Resolution was again read at the Clerk's table, and agreed to by the House, and is as followeth:— School Bill, (U. C.)

Resolved, That it is expedient that provision should be made by Law for the expense of establishing a Normal School, and for amending the Common School Laws of *Upper Canada*.

Ordered, That the Honourable Mr. Attorney General *Draper*, have leave to bring in a Bill for the better establishment and maintenance of Common Schools in *Upper Canada*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next.

District Court Bill, (U. C.) Mr. *Boulton* from the Committee of the whole House, on the propriety of amending the Schedule of the Act passed last Session, intituled, "An Act to "amend, consolidate, and reduce into one Act the "several Laws now in force, establishing or regulat-"ing the Practice of District Courts in the several "Districts of that part of this Province, formerly "*Upper Canada*," reported according to Order, the Resolution of the said Committee, which Resolution was again read at the Clerk's table, and agreed to by the House, and is as followeth:—

Resolved, That it is expedient to amend the Act passed in the last Session of Parliament, intituled, "An Act to amend, consolidate, and "reduce into one Act, the several Laws now in "force, establishing or regulating the practice of "District Courts in the several Districts of that "part of the Province, formerly *Upper Canada*," in so far as the same relates to the amount of Fees which are made payable to the Fee Fund for certain services to be performed by the Clerks of the Law Districts, under the authority of the said Act.

Ordered, That the Honourable Mr. Attorney General *Draper* have leave to bring in a Bill to amend an Act passed during the last Session of this Parliament, intituled, "An Act to amend, "consolidate, and reduce into one Act, the "several Laws now in force, establishing or "regulating the practice of District Courts in "the several Districts of that part of this Pro-"vince formerly *Upper Canada*."

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next.

A Member called and does not appear. Mr. *Bertrand*, Member for the County of *Rimouski*, having been called, according to order, did not appear.

Notarial Titles Bill, (L. C.) The Order of the Day for the second reading of the Bill to remove all doubts as to the validity of certain deeds, instruments, and documents, executed before Notaries in *Lower Canada*, and to secure the Rights, Titles, and Interests of all persons concerned therein, being read,

The said Bill was accordingly read and referred to a Select Committee, composed of Mr. Solicitor General *Taschereau*, the Honourable Mr. Attorney General *Smith*, the Honourable Mr. *Morin*, Mr. *Chabot*, and Mr. *Laurin*, to report thereon with all convenient speed; with power to send for persons, papers, and records.

Real Property Conveyance Bill, (U. C). The Order of the Day for the second reading of the Bill to facilitate the conveyance of Real Property in *Upper Canada*, being read,

The said Bill was accordingly read, and committed to a Committee of the whole House.

Mr. *Duggan* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair,

And Mr. *Duggan* reported that the Committee had gone through the Bill, and had made several amendments thereto, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill, as amended, be Engrossed.

Message from the Administrator. The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, delivered to Mr. Speaker a Message from His Excellency, the Administrator of the Government, signed by His Excellency.

And the said Message was read by Mr. Speaker, all the Members of the House being uncovered, and is as followeth:—

CATHCART.

Reserved Bills. The Administrator of the Government informs the Legislative Assembly in reply to their Address of the 26th instant, that he does not conceive himself to be at liberty to communicate any Despatches or parts thereof, from Her Majesty's Secretary of State, relating to reserved Bills of last Session, which are still under the consideration of Her Majesty's Government.

Official Salaries Bill. The Administrator of the Government transmits for the information of the Legislative Assembly copies of two Despatches from Her Majesty's Secretary of State, explaining the reasons which induced the Ministers of the Crown to advise Her Majesty to disallow the Bill authorizing the attachment of official salaries.

GOVERNMENT HOUSE,
Montreal, 30th March, 1846.

(Copy.)

No. 399.

DOWNING STREET,
1st July, 1845.

MY LORD,

Official Salaries Bill. I have received your Lordship's Despatches dated the 12th and the 20th of May, 1845, and numbered respectively 273 and 278, accompanied by the official transcripts of seven Bills passed by the Council and Assembly of *Canada* but reserved by yourself for the signification of Her Majesty's pleasure thereon.

The Bill No. 315, authorizing the creditor of a public officer, to attach a certain proportion of that officer's salary in satisfaction of a judgment obtained against him, appears to be regarded by Your Lordship as defensible, only on the assumption that some similar Law is in force in this Country. The Law of *England* however has not hitherto established any such rule.

When a Public Officer in this Kingdom becomes insolvent it is entirely at the discretion of his Superior Officer to determine at the instance of his Creditors, what proportion, if any of the Debtor's salary shall be appropriated to the discharge of his debts. I am not aware that any injustice has resulted, or has been alleged to result from this practice. To establish by a positive Law, the rule contemplated in this Bill, would, as it should seem, be to give to a man's Creditors, such a vested right in his future official earnings, as would afford an obstacle almost insuperable to the removal of such a person from office, even in the case of his incompetency being clearly established.

Another effect of the Rule would be to compel the Government to retain the services of a man whose official income when so reduced might become insufficient for his decent maintenance, and therefore an insufficient guarantee for his fidelity, especially if employed in any office of pecuniary trust,—on the other hand the withholding from creditors prospectively the proposed power of attachment could hardly be productive of much inconvenience, because the effect would apparently be only to diminish in an equal extent the power of public officers to obtain money or goods on credit.

These considerations compel me to pause in advising Her Majesty to assent to this Bill, but I may of course be misled by some false analogy between the circumstances and wants of this Kingdom and of *Canada*, in this respect. I have therefore to desire that Your Lordship would lay this Despatch before

Despatches.

the Executive Council of the Province, and would report to me your own and their opinion whether for these reasons it would be fit that the Bill should not be allowed in its present form. If Your Lordship and the Executive Council should, on the other hand, be in favour of the allowance of it by the Queen, I should wish to be fully in possession of the grounds of that opinion.

Alien Bill.

I enclose an Order made by Her Majesty in Council on the 30th ultimo, specially confirming the Alien Reserve Bill, No. 320.

The remaining five Bills of the series are still under the consideration of Her Majesty's Government.

I have, &c.

(Signed,) STANLEY.

The Right Honourable
Lord METCALFE, G. C. B.,
&c. &c. &c.

(Copy.)

No. 431.

DOWNING STREET,
3d September, 1845.

MY LORD,

Official Salaries Bill.

I have received Your Lordship's Despatch, No. 328, of the 7th ultimo, enclosing the copy of a Report of the Committee of the Executive Council on the subject of a Bill passed by the Council and Assembly of *Canada* in their last Session, and reserved by yourself for the signification of Her Majesty's pleasure, authorizing the attachment of Official Salaries.

Having fully considered your present Communication, together with the Report of the Executive Council which it encloses, I have been confirmed in the opinion expressed in my Despatch of the 1st July, No. 399, of the impolicy of this Enactment. I have therefore to inform you that Her Majesty will not be advised to confirm and allow this Act.

I have, &c.

(Signed,) STANLEY.

The Right Honourable
Lord METCALFE, G. C. B.,
&c. &c. &c.

Registry Bill, (U. C.)

The Order of the Day for the second reading of the Bill to consolidate and amend the Registry Laws of *Upper Canada*, being read,

The said Bill was accordingly read, and committed to a Committee of the whole House on Friday next.

Then, on motion of Mr. *Smith* of *Frontenac*, seconded by Mr. *Meyers*,

The House adjourned.

Mercurii, 1° *die Aprilis.*

ANNO NONO, VICTORIÆ REGINÆ, 1846.

Montreal Trinity House.

MR. SPEAKER laid before the House the Accounts of the Trinity House *Montreal*, for the year 1845.

(*For the said Accounts see Appendix E.*)

And also

Return of Immoveable Property held by the Corporation of the *Canada* Baptist Missionary Society, pursuant to Act 8 *Vic.* cap. 102, section 6.

The said Return is as follows:— Baptist Missionary Society.

RETURN of Immoveable Property held by the Corporation of the *Canada* Baptist Missionary Society.

	ESTIMATED VALUE.	ESTIMATED RENTAL.
I. A Lot lying between *Guy* Street and *Charles* Street, *St. Antoine* Suburbs, *Montreal*, containing by admeasurement two acres and three perches, more or less, with a new Stone building, (the *Canada* Baptiste College) not yet finished, and a Cottage.....	£7000	None.
II. A Lot, measuring 115 feet by 92, with a Stone House and out-buildings, situated at the corner of *Richmond* Square, *St. Antoine* Street, *Montreal*.....	£1200	None.
III. A Lot measuring 95 feet by 47 feet and 6 inches, with a Brick building, used as a Chapel, situated in *Ann* Street, *Griffintown*, *Montreal*,.....	£500	£30
IV. A piece of Land in *Roxton* Township, *Canada East*, containing ten acres, more or less, with a Dwelling House, School House, and out-buildings.....	£200	None.

J. WENHAM, *Treasurer*,
Com. Bap. Miss. Society.

Montreal, March 31st, 1846.

Petitions laid on the table.

The following Petitions were severally brought up and laid on the table:—

By the Honourable Mr. *Robinson*,—The Petition of the Reverend *John M'Intyre* and others, members of the United Church of *England* and *Ireland*, in *Orillia* and other Townships, in the District of *Simcoe*, in the Diocese of *Toronto*.

By the Honourable Mr. *Morin*,—The Petition of The Very Reverend *Hyacinthe Hudon*, Titulary Canon, of the Cathedral of *St. Jacques*, at *Montreal*, Grand Vicar of the Diocese of *Montreal*, &c.; the Petition of Mrs. *Adélaïde Bouchette*, Widow of the late *Joseph Bouchette*, Esquire; the Petition of Mrs. *M. A. F. Viger*, and other Ladies, Directresses of the Catholic Orphan Asylum of *Montreal*; the Petition of the Reverend *C. Larocque* and others, the *Curè*, Churchwardens, and School Commissioners, of the Parish of *St. Jean L'Evangéliste*, in the District of *Montreal*; the Petition of *André Vandandaigue*, Esquire, President of the Agricultural Society for the County of *Verchères*; and the Petition of *André Vandandaigue*, Esquire, Warden of the Municipal Council of the Parish of *St. Mathieu de Belœil*.

By Mr. *Cameron*,—The Petition of *Peter Buchanan* and others; and the Petition of *Benjamin Bolton* and others, of the Town of *Perth*, and of *Bathurst*, and other Townships.

By Mr. *Brooks*,—The Petition of *John Felton*, Esquire, and others, inhabitants of the District of *St. Francis* (relating to a road); and the Petition of *John Felton*, Esquire, and others, of the District of *St. Francis* (relating to a bridge).

By Mr. *Chauveau*,—The Petition of *Thomas Atkins*, Inspector of Weights and Measures for the District of Quebec.

By Mr. *Monro*,—The Petition of the Reverend *Jacob Gooft* and others, members of the Societies of Menonists and Tunkers, residing in the *Home* District; and the Petition of *Norman Jones* and others, of the Townships of *Markham* and *Whitchurch*, in the *Home* District.

By Mr. *Smith* of *Wentworth*,—The Petition of Sir *Allan N. MacNab* and others, in behalf of the Inhabitants of the Town of Hamilton.

By Mr. *Prince*,—The Petition of Mrs. *Margaret Heavener*, of the Village of *Napierville*, in the County of *Huntingdon*.

By Mr. *Gowan*,—The Petition of *Samuel Hitchcock* and others, of the Village of *Port Sarnia*, in the

Petitions laid on the table.

County of *Kent;* the Petition of *Francis B. Baker* and others, members of the United Church of *England* and *Ireland*, in the Township of *Leeds*, in the Diocese of *Toronto;* the Petition of *Hugh Allingham* and others, members of the United Church of *England* and *Ireland*, in the Township of *Yonge*, in the Diocese of *Toronto;* and the Petition of *William Green*, Esquire, and others, members of the United Church of *England* and *Ireland*, in parts of *Yonge* and other Townships, in the Diocese of *Toronto.*

By the Honourable Mr. Solicitor General *Sherwood*,—The Petition of the Right Reverend Lord Bishop of *Toronto* and others, members of the United Church of *England* and *Ireland*, in the City of *Toronto*, in the Diocese of *Toronto.*

By Mr. *Scott*,—The Petition of *Thomas Kains*, Esquire, Mayor, and others the Councillors of the Municipality of the Townships of *Grenville* and *Union*, on the River *Ottawa;*—and the Petition of the Reverend *J. Paquin* and others, of the County of *Two Mountains.*

By Mr. *Lantier*,—The Petition of *William Duncan*, of *Coteau du Lac.*

By Mr. *Boutillier*,—The Petition of the Corporation of the College of *St Hyacinthe.*

By Mr. *Dickson*,—The Petition of *Charles Richardson*, Esquire, and others, of the District of *Niagara;*—the Petition of *Robert Hodgkisson* and others, of the Township of *Grantham*, in the District of *Niagara;*—the Petition of *John Hall* and others, of *Dumfries*, in the District of *Gore;*—the Petition of *John D. M'Kenzie* and others, of *Beverly* and *Galt*, in the District of *Gore*, and of the *United States* of *America;*—and the Petition of the Reverend *Thomas Creen* and others.

By the Honourable Mr. *Moffatt*,—The Petition of the *Montreal* Board of Trade;—the Petition of Sir *James Stuart*, of the City of *Quebec*, Baronet, and of *Nicholas Austin*, of the Township of *Bolton*, in the District of *Montreal;*—the Petition of *Thomas Molson*, Esquire, and others, inhabitants of the City of *Montreal;*—and the Petition of the *Montreal* Ladies Benevolent Society.

By Mr. *Chalmers*,—The Petition of the President, Directors, and Company, of the *Bronté* Harbour;—and the Petition of *Edward Evans* and others, of the County of *Halton.*

By Mr. *Jessup*,—The Petition of *W. N. Bethune* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Toronto.*

By the Honourable Mr. *Aylwin*,—The Petition of His Grace the Archbishop of *Quebec*, and others, inhabitants of the City of *Quebec;*—and the Petition of *George O'Kill Stuart*, Esquire, and others, of the City of *Quebec*, and its vicinity.

By the Honourable Mr. *Cayley*,—The Petition of the Reverend *John Hickie* and others, members of the United Church of *England* and *Ireland*, in the town of *Stratford* and its vicinity, in the Diocese of *Toronto.*

Petitions read.

Pursuant to the Order of the Day, the following Petitions were read:—

Of *L. G. Brown* and others, of the County of *Beauharnois*, praying for the liquidation of their claims for losses sustained during the troubles of 1838.

Of *William Bowron* and others, of the Townships of *Godmanchester* and *Hinchinbrook*, in the County of *Beauharnois*, praying to be incorporated as "The *Beauharnois* Plank Road Company."

Of *Eden Colvile*, Esquire, M. P. P. and others, of the seigniory of *Beauharnois*, praying for aid to construct a Bridge across the River *Chateauguay*, at *Ogilvie's* Rapids.

Of *Thomas L. Crooke*, Esquire, and others, inhabitants of the Townships of *Sarnia* and *Plympton*, praying for aid to open a road along the shores of *Lake Huron*, through the said Townships, to the *Canada* Company's lands at *Bosanquet.*

Petitions read.

Of *Clements Bradley* and others, inhabitants of the Township of *Gloucester*, in the District of *Dalhousie;* praying for the permanent establishment of a certain Line surveyed in 1837, between Lots letter A and number 1 in the *Gore* of the said Township.

Of *D. M. Dougall* and others, Freeholders and inhabitants of *Upper-Canada;* praying that the time allowed by the Act incorporating the *Niagara* and *Detroit* Rivers Railroad Company, for the completion of the said work, may be extended two years.

Of the Ladies of the *Montreal* Protestant Orphan Asylum; praying for an aid in support of the said Institution.

Of *Augustin Perrault* and others, Merchants and Tradesmen of the City of *Montreal*, in the District of *Montreal;* praying to be allowed to establish a Bank in the City of *Montreal.*

Of *George Brown* and others, inhabitants of the Northern Division of *Owen's* Sound; praying for aid to improve the Road between *Dundas* and *Owen's* Sound.

Of the Mayor and Councillors of the City of *Quebec;* praying that the Act incorporating the *Quebec* Gas Light and Water Company may be repealed.

Of the Municipal Council of the District of *Niagara;* praying that no alterations may be made in the Common School Act, except those prayed for by them in a former Petition.

Of the Municipal Council of the District of *Talbot;* praying that the time allowed by the Act incorporating "the *Niagara* and *Detroit* Rivers Railroad Company" for the completion of the said work be extended two years.

Of *M. Mason* and others, members of the United Church of *England* and *Ireland*, of the Township of *Kingston*, in the Diocese of *Toronto;* and of the Reverend *Job Deacon* and others, members of the United Church of *England* and *Ireland*, in the Parishes of *Adolphustown* and *Fredericksburgh*, in the Diocese of *Toronto;* praying that measures may be adopted for vesting in the Church Society of the Diocese of *Toronto* for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall correspond with their share of the income arising from the same.

Of the Reverend *R. G. Plees* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec;* and of *H. H. Whitney* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*, in connexion with *St. George's* Chapel, *Montreal;* praying that measures may be adopted for vesting in the Church Society of the Diocese of *Quebec*, for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall correspond with their share of the income arising from the same.

Of the Municipal Council of the District of *Niagara;* praying that a more economical mode of disposing of the wild Lands of the Province be devised, and that the funds arising from the same be applied to the support and maintenance of Common Schools and Literary Institutions.

Of *Daniel Hoover* and others, inhabitants of the Township of *Walpole*, in the District of *Talbot;* and of *James L. Green* and others, inhabitants of the Township of *Townsend*, in the District of *Talbot;* praying that the controul of the Clergy Reserve Lands be not given into the hands of one or more Religious Societies, but that the same may be sold as heretofore.

Of *C. P. Huot*, Esquire, and others, inhabitants of the Parish of *Baie St. Paul*, in the County of *Saguenay;* praying that a sum of money be placed at the disposal of the Board of Works for the purpose of constructing a Bridge over the "*Rivière du Gouffre.*"

Of *Alexis Otisse* and others, of the Parish of *Baie St. Paul*, in the County of *Saguenay;* praying that a Sum be granted for the improvement of the Roads in the said Parish.

Petitions read.

Of *James Alexander* and others, Navigators, residing in the County of *Saguenay;* praying to be made Branch Pilots for the River *Saguenay* exclusively, and for a Tariff of Fees.

Of the Reverend *L. A. Bourret* and others, inhabitants of the County of *Saguenay;* praying that a small house be erected at "*La Rivière aux Outardes,*" with a depot of provisions, and that a Schooner and a Life Boat be constructed at the expense of Government, for the purpose of saving the lives of persons shipwrecked on the *Manicouagan* Shoals, and other places, and that a Keeper be appointed to the said station.

Of *Simeon Destroismaisons,* Esquire, and others, of *St. Urbain* and other Parishes in the County of *Saguenay;* praying that a sum be granted them to enable them to build a Bridge over the "*Rivière du Gouffre.*"

Of the Reverend *B. Honorat* and others, residing on the River *Saguenay;* and of *David Gagnon* and others, residing on the River *Saguenay;* praying that certain changes be made in the Laws respecting property, in order to meet the exigencies of that Settlement.

Of the Municipal Council of the District of *Simcoe;* praying to be authorized to impose a Tax upon improved properties within the said District.

Of the Municipal Council of the District of *Simcoe;* praying to be authorized to Assess and Collect a certain Rate of Taxes on Town Lots in the District Town of *Barrie.*

Of the Municipal Council of the District of *Simcoe;* praying to be authorized to Levy and Collect a Tax upon wild Lands in the said District.

Of the Municipal Council of the District of *Simcoe;* praying that the Registry Office may be removed to *Barrie,* the District Town.

Of *Gerald Alley* and others, inhabitants of the Township of *Oro;* praying for aid to improve a certain Road through the said Township.

Of *James Wickens,* Esquire, President of the *Simcoe* Agricultural Society; praying for the establishment of a Provincial Agricultural Society; and that an aid be granted for that purpose, and for the endowment of a Professorship of Agriculture in King's College.

Of *John R. Gemmill,* of the town of *Lanark,* in the District of *Bathurst;* praying that he may receive a grant of land made to the late Reverend *John Gemmill,* his father, but not located by him.

Of the Reverend *A. G. Laurie,* and others, ministers and members of the Christian Universalist Association of *Canada* West; praying to be recognized by law, as entitled to the rights and privileges enjoyed by other Christian Bodies in the Province.

Of *Joseph Louis Héon,* of the Township of *Somerset;* praying for indemnity on account of loss arising from the construction of the *Arthabaska* Road.

Of *Ebenezer Jewell,* of *Demorestville;* praying for a grant of land, in consideration of his services and sufferings during the late war with the *United States.*

Of *Stephen Bowerman,* of the Township of *Hollowell,* in the District of *Prince Edward;* complaining that a certain lot in the said Township, purchased by him from Government, does not contain the amount of land specified in the Letters Patent, and praying Relief.

Of *Samuel De Veaux* and others, of *Niagara* Falls; praying for an Act of incorporation, for the purpose of constructing a Bridge across the River *Niagara,* at the Falls.

Of *Donald M'Dermid,* of *Cornwall,* formerly an officer in the Militia of *Glengary;* praying for certain arrears of pension.

Of *Lachlan Bell* and others, of *Upper Canada;* praying that the time allowed by the Act incorporating "the *Niagara* and *Detroit* Rivers Railroad Company," for the completion of the said work, may be extended two years.

Petitions read.

Of *Richard Millar* and others, the President and Members of the Board of Police of the town of *Niagara;* praying for a repeal of so much of the Act 59 *Geo.* III. chap. 7, as makes the rate of Assessment on town Lots £50, as far as regards the said town.

Of the Municipal Council of the District of *Niagara;* praying for the passing of an Act to close up certain allowances for a road in *Grantham.*

Of the Municipal Council of the District of *Niagara;* praying for a repeal of so much of the Act 59 *Geo.* III., Chap. 7, as values Town Lots at £50, in so far as the same relates to the Towns of *Niagara* and *Queenston.*

Of the Municipal Council of the District of *Niagara;* praying for the passing of an Act requiring all public Temperance and other Houses to provide suitable accommodation for travellers.

Of *David Johnston* and others, of the Township of *Kilkenny, Canada* East; praying for aid to open a road, and that the said Township be declared a distinct Municipality.

Of the Honourable *J. R. Vallières de St. Réal* and others, the Justices of Her Majesty's Courts of Queen's Bench, in *Lower Canada;* praying for the passing of an Act to ascertain and determine the travelling expenses of the Justices of the said Courts in *Lower Canada.*

Of *Joseph Lemonde* of *Montreal;* complaining that he has been dismissed from the situation of a Messenger to the Legislative Assembly, and praying for an inquiry into the causes of his removal.

Of *John Sharples,* Esquire, Supervisor of Cullers, of the City of *Quebec;* praying for an increase of salary, as recommended and prayed for by the Petition of certain Merchants and shippers of lumber of the said City.

Of Mrs. *Marion Gibb* and other Ladies, Members of the Committee of Management of the *Charles* Street Infant School, *Quebec;* praying for an aid in support of the said Institution.

Of Lady *E. Stuart* and other Ladies, the Committee of the *Quebec* Infant School; praying for aid in support of the said Institution.

Of the Reverend *J. B. Côté* and others, of the Seigniories of *Metis, Pachot* and *Matane,* in the County of *Rimouski;* praying that a sum of money be granted to them to make a road from *Metis* to *Matane.*

Petitions referred: Isaac Law, et al.

Resolved, That the Petition of *Isaac Law* and others, be referred to a Select Committee, composed of Mr. *Colvile,* Mr. *Macdonald* of *Kingston,* Mr. *Stewart* of *Bytown,* Mr. *DeWitt* and Mr. *Price,* to examine the contents thereof, and to report thereon, with all convenient speed, by Bill or otherwise; with power to send for persons, papers and records.

William Bowron, et al.

Ordered, That the Petition of *William Bowron* and others, of the Townships of *Godmanchester* and *Hinchinbrook,* in the County of *Beauharnois;* the Petition of *Augustin Perrault* and others, Merchants and Tradesmen, of the City of *Montreal,* in the District of *Montreal;* and the Bill to authorize the Courts of Queen's Bench and Chancery in *Upper Canada* in their discretion, to admit *John W. Dempsey* to practice as an Attorney and Solicitor therein; be referred to the Standing Committee on Private Bills.

Augustin Perrault, et al.

Dempsey's Relief Bill.

Samuel De Veaux, et al.

Resolved, That the Petition of *Samuel De Veaux* and others, of *Niagara* Falls, be referred to a Select Committee, composed of Mr. *Merritt,* the Honourable Mr. *Daly,* the Honourable Mr. *Baldwin,* Mr. *Dickson,* and Mr. *Cummings,* to

Petitions referred:

examine the contents thereof, and to report thereon, with all convenient speed, by Bill or otherwise; with power to send for persons, papers, and records.

John R. Gemmill.

Resolved, That the Petition of *John R. Gemmill*, of the Town of *Lanark*, in the District of *Bathurst*, be referred to a Select Committee, composed of Mr. *Cameron*, Mr. *Webster*, Mr. *Stewart* of *Bytown*, Mr. *Macdonell* of *Stormont*, and the Honourable Mr. *Morin*, to examine the contents thereof, and to report thereon, with all convenient speed; with power to send for persons, papers, and records.

Thos. B. Reid, et al.

Ordered, That the Petition of the Reverend *Thomas B. Read* and others, members of the United Church of *England* and *Ireland*, in the Parish of *Port Burwell*, in the Diocese of *Toronto*; and the Petition of the Reverend *Francis*

F. W. Sandys.

William Sandys and others, members of the United Church of *England* and *Ireland*, in *Howard* and other Townships, in the Diocese of *Toronto*, be referred to the Select Committee to which was referred the Petition of the Church Society of the Diocese of *Toronto*, and other references.

Mayor, &c., of Quebec.

Resolved, That the Petition of the Mayor and Councillors of the City of *Quebec*, be referred to a Select Committee, composed of Mr. *Chabot*, the Honourable Mr. *Aylwin*, the Honourable Mr. *Daly*, the Honourable Mr. *Morin*, and Mr. *Laurin*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Wm. Rogerson, et al.

Resolved, That the Petition of *William Rogerson* and others, Manufacturers of Lumber, of the Province of *Canada*, be referred to a Select Committee, composed of Mr. *Stewart* of *Bytown*, the Honourable Mr. *Moffatt*, the Honourable Mr. *Aylwin*, Mr. *Cameron*, and Mr. *Leslie*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Oxford Election.

Mr. *Chauveau*, Chairman of the Select Committee appointed to try the merits of the Petition of the Honourable *Francis Hincks*, of the City of *Montreal*, complaining of the undue Election and Return of *Robert Riddell*, Esquire, Sitting Member for the County of *Oxford*, reported that the Committee met this day at nine o'clock, A. M., but were unable to proceed to business, in consequence of the absence of Mr. *Bertrand*, a member of the Committee.

Ordered, That Mr. *Bertrand*, Member for the County of *Rimouski*, do attend in his place in this House, to-morrow.

On motion of Mr. *Dickson*, seconded by Mr. *Roblin*,

Middlesex Election.

Ordered, That the Order of this House of yesterday, "That *William H. Horton*, of the Town of "*London*, Esquire; *George S. Tiffany*, of the "Town of *Hamilton*, Esquire; and *Thomas D.* "*Warren*, of the Village of *St. Thomas*, Esquire, "Commissioners appointed to take evidence in "the matter of the Contested Election for the "County of *Middlesex*, having been guilty of "neglect, in not returning the Commission "issued by the Order of the House, be summoned to appear at the Bar of this House; "and that they bear the expense of the Summons;" be now read.

The said Order was read accordingly.

Middlesex Election.

Ordered, That *George S. Tiffany*, Esquire, one of the said Commissioners, be now called to appear at the Bar of this House, to be examined on the subject matter of the Contested Election for the County of *Middlesex*.

G. S. Tiffany, Esquire.

The said *George S. Tiffany*, Esquire, was accordingly called, and appeared at the Bar of the House, and was examined by the Honourable Mr. Solicitor General *Sherwood*, as follows:—

Question 1. Are you one of the Commissioners appointed by this House to take the Evidence on the trial of the Contested Election for the County of *Middlesex*.

Answer. I am.

Question 2. Why has not a Return been made by the Commissioners of their proceedings upon the said Commission.

Answer. I appear at the Bar of this Honourable House, in obedience to an Order of this Honourable House, in the matter of the Contested Election for the County of *Middlesex*, calling upon the Commissioners to account for their neglect in not returning the Commission issued by Order of this Honourable House. I beg to state, for the information of this Honourable House, that the Commissioners finished taking evidence early in the month of July last, and adjourned over to the 16th day of October last, in order then to make the Return of the Commission.

I was unable to give my attendance on that day, in consequence of severe illness which confined me to my bed, and therefore I had, some days previously, requested Mr. *Notman* to inform the other Commissioners of my inability to attend on the day to which we had adjourned; from this time, until the month of February, I had no communication with either of the other Commissioners, excepting with reference to the entry on the record of our proceedings, of a minute made by me explanatory of the causes of our adjournment from the month of March to that of June, 1845, and also containing my opinion as to an alleged Protest said to have been made by one of the contending parties.

On the second day of February last, being at *London*, I saw Mr. *Horton*, the Chairman of the Commission, who informed me, to my surprise, that he had again adjourned to some day in March last. I then stated to him that unless the Commission should be returned, by the first day of the meeting of Parliament, that I feared it would be considered a contempt of this Honourable House. I also urged him to make the Return as soon as possible; since that time I have had no communication from either of the Commissioners, but I have heard it rumoured in this City that they had again adjourned to some day in the present month.

I also beg leave to state, that my place of residence is about eighty miles distant from that of the other Commissioners, and the places for holding the sittings of the Commission, which rendered frequent personal intercourse with them inconvenient. My opinion was, and is, that the Chairman has the direction of the movements of the Commissioners, and that the duty of returning the Commission more particularly devolves upon him. I was also of the opinion that, having been unavoidably absent upon the sixteenth day of October last, my signature and seal to the return was unnecessary; still had I been requested to assist in making the return at any subsequent time, I would most cheerfully have done so.

I beg to assure this Honourable House, that I have endeavoured, on all occasions, faithfully to discharge my duties as a Commissioner in this

Middlesex Election.

matter, and that nothing would give me greater concern and regret than to be considered disobedient to the lawful commands of this Honourable House, or disrespectful of its high powers and privileges.

Ordered, That *George S. Tiffany*, Esquire, be directed to withdraw.

Mr. *Tiffany* then withdrew.

Resolved, That the said *George S. Tiffany*, Esquire, has satisfactorily answered the neglect charged against him as one of the Commissioners, for taking evidence on the trial of the Contested Election for the County of *Middlesex*.

Ordered, That the Order of this House of yesterday, "That *William H. Horton*, of the Town of "*London*, Esquire; *George S. Tiffany*, of the "Town of *Hamilton*, Esquire; and *Thomas D.* "*Warren*, of the Village of *St. Thomas*, Esquire, "Commissioners appointed to take evidence in "the matter of the Contested Election for the "County of *Middlesex*; having been guilty of "neglect in not returning the Commission issued "by the Order of the House, be summoned to "appear at the Bar of this House, and that they "bear the expense of the Summons;" be discharged, in so far as it relates to the said *George S. Tiffany*, Esquire.

On motion of Mr. *Taché*, seconded by the Honourable Mr. *Aylwin*,

Address: Administration of Justice.

Resolved, That an humble Address be presented to His Excellency, the Administrator of the Government; praying that His Excellency will cause to be laid before this House, a statement for the years 1841, 1842, 1843, 1844, and 1845, of the amount of expenses incurred for the support of the Administration of Justice in this Province,—specifying how much thereof is defrayed out of the Provincial Treasury, and the portion borne by the Districts or other Localities.

Ordered, That the said Address be presented to His Excellency, the Administrator of the Government, by such Members of this House, as are of the Honourable the Executive Council of this Province.

Members of Legislative Council to attend Select Committees.

Resolved, That a Message be sent to the Honourable the Legislative Council, praying their Honours will permit the Honourable *Thomas M'Kay*, one of their Members, to attend the Select Committee of this House, to which is referred the Petition of *Hamnett Pinhey*, Esquire, Warden of the Municipal District of *Dalhousie*, on Friday next, at ten o'clock in the forenoon, to be examined on the subject of the said Reference.

Ordered, That Mr. *Stewart* of *Bytown*, do carry the said Message to the Legislative Council.

Resolved, That a Message be sent to the Honourable the Legislative Council, praying their Honours will permit the Honourables *John Neilson* and *Louis Massue*, two of their Members, to attend the Select Committee of this House, to which is referred the Petition of *Jean Baptiste Pagé* and others, inhabitants of the Parish of *l'Ancienne Lorette*, and other references, on Monday next, at eleven o'clock in the forenoon, to be examined on the subject of the said references.

Ordered, That Mr. *Chauveau* do carry the said Message to the Legislative Council.

On motion of Mr. *Merritt*, seconded by Mr. *Cummings*,

Address for Statement of

Resolved, That an humble Address be presented to His Excellency, the Administrator of the Government, praying that he will be pleased to cause the Inspector General to lay before this House, a Statement of the amount expended on the different cuts or portions of the *St. Lawrence* Canals; at what time the *Cornwall* and *Beauharnois* Canals were opened; the number of people employed; the amount of salaries or wages paid; and the expenses incurred on each since opened, with the amount of tolls received on up and down freight during the same period. Also,—To direct the Board of Works to report to this House whether it is their intention to finish this Canal, so as to admit the free passage of vessels from the upper lakes to tide-water and back, without transhipment; and whether it is their intention to furnish a continuous towing-path, or steam-power, to admit the free passage of each vessel between *Prescott* and *Montreal*; and if not, to report in what manner vessels are to be supplied with the means of returning, where a towing-path is not provided. Expenses, Public Works.

Ordered, That the said Address be presented to His Excellency, the Administrator of the Government, by such Members of this House as are of the Honourable the Executive Council of this Province.

Resolved, that the copies of the Despatches from Her Majesty's Principal Secretary of State for the Colonies, respectively dated the 25th April, 1845, and the 3d February, 1846, with their enclosures, relating to the Provincial Customs Act, passed during the last Session, and transmitted to this House by Message from His Excellency, the Administrator of the Government, on the 26th ultimo, be referred to a Select Committee, composed of Mr. *Watts*, the Honourable Mr. *Robinson*, Mr. *Brooks*, the Honourable Mr. *Cayley*, Mr. *Lantier*, the Honourable Mr. *Morin*, and Mr. *DeWitt*, to report thereon with all convenient speed; with power to send for persons, papers, and records. Provincial Customs Act.

Mr. *Prince* moved, seconded by Mr. *Smith* of *Frontenac*, That an Order do issue from this House, directed to *Wm. H. Horton*, *Thomas D. Warren*, and *George S. Tiffany*, Esquires, Commissioners appointed to take evidence in the Contested Election for the County of *Middlesex*, commanding them forthwith to return to this House, the Commission and all the evidence taken by the said Commissioners in connexion with the said Election for the said County, as well as any documents pertaining thereto, which may have been produced before them; and that the Speaker's summons for their attendance be dispensed with for the present. Middlesex Election.

The question having been put upon the said motion, a division ensued, and it passed in the negative.

On motion of Mr. *Macdonell* of *Dundas*, seconded by Mr. *Macdonell* of *Stormont*,

Resolved, That this House do now resolve itself into a Committee of the whole House for the consideration of certain Resolutions to extend the right of Trial by Jury, in certain cases, in *Upper Canada*. Trial by Jury.

The House accordingly resolved itself into the said Committee.

Mr. *Sherwood* of *Brockville*, took the Chair of the Committee,

And after some time spent therein,

Mr. Speaker resumed the Chair,

And Mr. *Sherwood* of *Brockville*, reported that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, That the said Committee have leave to sit again on Monday next.

Member called and did not appear.

Mr. *Bertrand*, Member for the County of *Rimouski*, having been called, according to order, did not appear.

La Communauté des Filles de la Charité of St. Hyacinthe, Incorporation Bill.

The Order of the Day for the Second Reading of the Bill to incorporate "*La Communauté des Filles de la Charité*" of the Parish of *St. Hyacinthe*, in the District of *Montreal*, for the care of infirm and sick persons, and for other purposes, being read,

Ordered, That the said Bill be read a second time to-morrow.

Great Western Railroad Bill.

The Order of the Day for the Second Reading of the Bill to alter and amend the charter of the Great Western Railroad Company, being read,

Ordered, That the said Bill be read a second time on Monday next.

Bill to Extend Great Western Railroad.

The Order of the Day for the Second Reading of the Bill to incorporate a Company to extend the Great Western Railroad from *Hamilton* to *Toronto*, being read,

Ordered, That the said Bill be read a second time on Monday next.

Consideration of Speech.

The Order of the Day for taking into consideration the Speech of His Excellency, the Administrator of the Government, delivered to both Houses of the Provincial Legislature, at the opening of the present Session, being read,

The House proceeded accordingly to take said Speech into consideration.

And the said Speech was read.

On motion of the Honourable Mr. *Cayley*, seconded by the Honourable Mr. Attorney General *Smith*,

Resolved, That a Supply be granted to Her Majesty.

Resolved, That this House will, on Friday next, resolve itself into a Committee of the whole House, to consider of the Supply granted to Her Majesty.

Then, on motion of Mr. *DeWitt*, seconded by Mr. *Leslie*,

The House adjourned.

Jovis, 2° die Aprilis.

Anno Nono, Victoriæ Reginæ, 1846.

Sherbrooke Cotton Factory.

MR. SPEAKER laid before the House a statement of the affairs of the *Sherbrooke* Cotton Factory, pursuant to the Act 8 *Vic.* cap. 91.

(*For the said statement see Appendix I.*)

Also,

Agricultural Societies, U. C. and L. C.

Reports of Agricultural Societies in *Upper* and *Lower Canada*, pursuant to Acts 8th *Victoria*, chapters 53 and 54.

(*For the said Reports see Appendix J.*)

Petitions laid on the table.

The following Petitions were severally brought up and laid on the table:—

By Mr. *Brooks*,—The Petition of *Israel Rice*, of the Township of *Ham*, in the District of *St. Francis*.

By the Honourable Mr. Solicitor General *Sherwood*,—The Petition of the President and Directors of the City of *Toronto* and Lake *Huron* Railroad Company.

By Mr. *Lacoste*,—The Petition of *Gabriel Marchand*, Esquire, President, and others, the officers and members of the Agricultural Society of the County of *Chambly*.

Petitions laid on the table.

By Mr. *Taché*,—The Petition of *Joseph Hudon*, Esquire, President, and *J. B. Martin*, Treasurer of the Municipality of *St. Paschal*.

By Mr. *Laurin*,—The Petition of *François Nadeau*, of the City of *Quebec*.

By Mr. *M'Connell*,—The Petition of *John Quimby* and others, of a part of the Township of *Stanstead*; and the Petition of *Osgood Peasley* and others, of the Township of *Bolton*.

By Mr. *Macdonald* of *Kingston*,—The Petition of *John Macara*, of the City of *Toronto*.

By Mr. *Cummings*,—The Petition of the Reverend *G. B. Fuller* and others, members of the United Church of *England* and *Ireland*, in the Parish of *Thorold*, in the Diocese of *Toronto*.

By Mr. *Lantier*,—The Petition of *Joseph Chaurette* and others, of the Parish of *Ste. Geneviève*, in the County of *Montreal*; and the Petition of *Edward M'Knaughton* and others, of the Parishes of *Ste. Anne*, *Ste. Geneviève*, and *Pointe Claire*.

By Mr. *Smith* of *Wentworth*,—The Petition of *Robert Jarvis Hamilton*, Esquire, and others, inhabitants of the Town of *Hamilton*, and of the Township of *Barton*, in the District of *Gore*.

By Mr. *Christie*,—The Petition of *Pierre Bellivau*, Esquire, and others, members of the Municipal Council and inhabitants of *Grand* River, in the County of *Gaspé*.

By Mr. *Meyers*,—The Petition of *D. E. Boulton*, Esquire, and others; the Petition of *Benjamin Clark* and others, Manufacturers of Lumber, residing on the *St. Lawrence* Section of the Province of *Canada*; the Petition of *Henry Ruttan*, Esquire, on behalf of a Public Meeting of the Inhabitants of the District of *Newcastle*; and the Petition of *William M'Dougall* and others, of the Township of *Hamilton*, in the District of *Newcastle*.

By Mr. *Chauveau*,—The Petition of *Joseph Hamel*, Esquire, and others, of the City of *Quebec*; and the Petition of the Honourable *Henry Black* and others, inhabitants of the City of *Quebec*, and of *St. Ambroise*, and other Parishes.

By Mr. *Macdonald* of *Kingston*,—The Petition of the Honourable *Peter M'Gill* and others, of the City of *Montreal*; and the Petition of the President, Directors, and Company of the Commercial Bank, of the *Midland* District.

By the Honourable Mr. *Morin*,—The Petition of the Municipal Council of *Hochelaga*.

By Mr. *Boulton*,—The Petition of *W. B. Jarvis*, Esquire, and others, inhabitants of the City of *Toronto*.

By the Honourable Mr. *Baldwin*,—The Petition of *James Wallace*, of the Parish of *St. Germain de Rimouski*, formerly Light House Keeper at *Pointe des Monts*; the Petition of *John Paterson* and others, of the Township of *West Flamborough*, in the District of *Gore*; and the Petition of *John Lesslie* and others, inhabitants of the Township of *West Flamborough* in the District of *Gore*.

By the Honourable Mr. *Robinson*,—The Petition of *George Shaw*, of the City of *Montreal*.

By Mr. *Chabot*,—The Petition of *Jacques Blais* and others, Batteaux-men, residing in the City of *Quebec*; the Petition of the Mayor and Councillors of the City of *Quebec* (relating to the lighting of the Streets); and the Petition of the Mayor and Councillors of the City of *Quebec* (relating to a certain space of ground and Beach).

By Mr. *Petrie*,—The Petition of the Reverend *William Bell*, Moderator, on behalf of the Synod of the Presbyterian Church, in *Canada*, in connection with the Church of *Scotland*.

By the Honourable Mr. *Moffatt*,—The Petition of *A. F. Holmes*, M. D., and others, the Medical Faculty of *M'Gill* College; and the Petition of *William Wickes*, A. M.; and of *Edward Chapman*, B. A., of the City of *Montreal*.

Petitions laid on the table.

By Mr. *Hall*,—The Petition of *Thomas Fidler* and others, members of the United Church of *England* and *Ireland*, in the Townships of *Fenelon* and *Verulam*, in the Diocese of *Toronto*.

By Mr. *Duggan*,—The Petition of the Honourable *Francis Hincks*, President and others, members of the St. *Patrick's* Society of *Montreal;* and the Petition of *Jacob L. Vanzandt* and *Juliet Vanzandt*, of the City of *Albany*, in the *United States* of *America*.

By Mr. *Prince*,—The Petition of *John M'Bride* and others, of *Upper Canada*.

By Mr. *Drummond*,—The Petition of *Josiah Classon*, of the City of *Montreal*.

By Mr. *Dickson*,—The Petition of the Municipal Council of the District of *Niagara*, (relating to the opening of Roads;) and the Petition of the Municipal Council of the District of *Niagara*, (relating to the Bonds of Collectors.)

By the Honourable Mr. *Aylwin*,—The Petition of the Right Reverend the Lord Bishop of *Montreal* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec;* the Petition of *John Charlton Fisher*, Esquire, L. L. D., President of the St. *George's* Society, of the City of *Quebec;* the Petition of Mrs. *Eleanor Teed*, of the City of *Quebec*, widow of the late *John Teed;* and the Petition of *J. C. Fisher*, Esquire, L. L. D., President of the Literary and Historical Society of *Quebec*.

Petitions read.

Pursuant to the Order of the Day the following Petitions were read:—

Of the Right Reverend *R. Gaulin*, President of the Corporation of the College of *L'Assomption;* praying for the usual Annual Aid towards the support of that Institution.

Of the Reverend *Henry Patton* and others, members of the United Church of *England* and *Ireland*, in the Parish of *Cornwall*, in the Diocese of *Toronto;* praying that measures may be adopted for vesting in the Church Society of the Diocese of *Toronto*, for the benefit of the said Church, such a portion of the Clergy Reserve Lands, as shall correspond with their share of the income arising from the same.

Of *Stephen S. Foster*, Esquire, President and others, the Directors of the *Shefford* Academy; praying for aid in support of the said Institution.

Of *John Marshall*, senior, and others, of the County of *Halton;* praying that no division of the Clergy Reserve Lands be made, as prayed for by the Church Society of the Diocese of *Toronto*.

Of *G. M. Boswell*, Esquire, and others; praying to be incorporated as a Joint Stock Company, for the purpose of constructing a Railroad from *Cobourg* to *Kingston*.

Of Colonel *A. W. Light* and others, of *Woodstock* and other Towns, in the Districts of *Brock* and *London;* praying for an Act of incorporation to construct a Railroad to *Ports Burwell* and *Rowan*, to be called "The *Woodstock*, *Port Burwell*, and *Port Rowan* Joint Stock Railroad and Lumber Company."

Of *Joseph Tomlinson*, Esquire, and others, of *Markham* and other Townships in the *Home* District; praying that the Board of Works may be authorized and enabled to Plank a certain part of the line of Road leading from the said Townships to the City of *Toronto*.

Of *John Glen*, Esquire, and others, the Trustees of the *Longueuil* and *Chambly* Turnpike Road; complaining that the Corporation of the City of *Montreal* claim, unjustly, the control over the approaches to the Landing on the *Montreal* side of the Ferry between *Montreal* and *Longueuil*, purchased by the Trustees of the said Turnpike Road, and have caused the Landing to be encumbered by timber, coals, firewood, and grain, and other obstructions for the last two years; to the great inconvenience of the Public coming to market from the Townships and Parishes on the South Shore, and the detriment of the said Trust; and praying that the said approaches to the Landing, and the Road leading thereto, may be placed under their authority, and that the Boat used for the purposes of the said Ferry may be exempted from City Taxes. Petitions read.

Of *William Hannah* and others, of the Parish of *Lachine;* praying to be exempted from the payment of Toll on the Turnpike Road leading from *Montreal* to *Lachine*, in consideration of certain land yielded by them for the purposes of the said Road.

Of *William Robins* and others, of the County of *Drummond;* praying for aid to open a Road, and to construct a Bridge between *Stanfold* and *Grantham*, in the said County.

Of *Ambroise Sivigni* and others, of the Parish of *St. Antoine de Tilly;* praying for a Repeal of the Ordinances relating to winter Roads and Vehicles, so far as regards the Districts of *Quebec* and *Gaspé*, and the Municipal District of *Portneuf*.

Of the Reverend *Robert R. Burrage* of the City of *Quebec*, praying to be reimbursed the sum of seven hundred and fifty pounds, which he has lost upon the sale of a building he had purchased for holding the Public Grammar School in *Quebec*, of which he was the Teacher under the Royal Institution for the promotion of Learning.

Of *H. Jessup*, Esquire, and others, inhabitants of the City of *Quebec;* praying that certain By-Laws of the said City, for the prevention of fires, may be made permanent by Legislative Enactment.

Of *George O'Kill Stuart*, Esquire, and others, Landed Proprietors of the District of *Quebec;* praying to be incorporated as the "*Quebec* and *Melbourne* Railroad Company," and for an aid to the said Company of £25,000, either as a Bonus or to be expended in the purchase of Stock.

Of *John Egan*, Esquire, and others, inhabitants of the County of *Ottawa*, residing on the South Bank of the *Ottawa;* praying that the said County may be set apart and established as a separate District.

Petitions referred: Wm. Hannah, et al.

Ordered, That the Petition of *William Hannah* and others, of the Parish of *Lachine*, be referred to the Select Committee to which was referred the Petition of *E. Guy*, Esquire, and others, residing on the Lower *Lachine* Road; and other References.

Rev. H. Patton et al.

Ordered, That the Petition of the Reverend *Henry Patton* and others, members of the United Church of *England* and *Ireland*, in the Parish of *Cornwall*, in the Diocese of *Toronto;* and the Petition of the Reverend *Job Deacon* and others, members of the United Church of *England* and *Ireland*, in the Parishes of *Adolphustown* and *Fredericksburg*, in the Diocese of *Toronto*, be referred to the Select Committee, to which was referred the Petition of the Church Society of the Diocese of *Toronto*.

Wm. Peacock et al.

Ordered, That the Petition of *William Peacock* and others, lessees and occupants of Clergy Reserves, in the Township of *Trafalgar*, in the District of *Gore;* the Petition of *John Lyon* and others, inhabitants of the Township of *Esquesing*, in the *Gore* District; the Petition of *Daniel Hoover* and others, inhabitants of the Township of *Walpole*, in the District of *Talbot*, and the Petition of *James L. Green* and others, inhabitants of the Township of *Townsend*, in the District of *Talbot;* be referred to the Select Committee to which was referred the Petition of *George Roe* and others, of the County of *Russell*.

Petitions referred:

Col. A. W. Light, et al.

Ordered, That the Petition of Colonel *A. W. Light* and others, of *Woodstock* and other Towns in the Districts of *Brock* and *London*, be referred to the Standing Committee on Private Bills.

John Egan, Esquire, et al.

Resolved, That the Petition of *John Egan*, Esquire, and others, inhabitants of the County of *Ottawa*, residing on the South Bank of the *Ottawa*, be referred to a Select Committee, composed of Mr. *Stewart* of *Bytown*, the Honourable Mr. *Papineau*, the Honourable Mr. Attorney General *Smith*, Mr. *Drummond*, and Mr. *Cameron*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

James Dean, Esquire, et al.

Resolved, That the Petition of *James Dean*, Esquire, and others, Merchants of *Quebec*, be referred to a Select Committee, composed of the Honourable Mr. *Aylwin*, Mr. *Chabot*, Mr. *Chauveau*, Mr. *Christie*, and Mr. *Laurin*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

James Alexander, et al.

Resolved, That the Petition of *James Alexander* and others, Navigators, residing in the County of *Saguenay*, be referred to a Select Committee, composed of the Honourable Mr. *Laterrière*, the Honourable Mr. Attorney General *Smith*, Mr. *Christie*, Mr. *Taché*, and Mr. *Chauveau*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Niagara Municipal Council.

Resolved, That the Petition of the Municipal Council of the District of *Niagara*, (relating to Temperance Houses,) be referred to a Select Committee, composed of Mr. *Dickson*, Mr. *Cummings*, Mr. *Roblin*, and Mr. *Macdonald* of *Cornwall*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Resolved, That the Petition of the Municipal Council of the District of *Niagara*, (relating to a Road in *Grantham*,) be referred to a Select Committee, composed of Mr. *Dickson*, Mr. *Cummings*, Mr. *Macdonald* of *Cornwall*, and Mr. *Merritt*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

On motion of Mr. *Dickson*, seconded by the Honourable Mr. Solicitor General *Sherwood*,

Middlesex Election.

Ordered, That the Select Committee appointed to try the merits of the Petition of *William Notman*, Esquire, of *Dundas*, in the *Gore* District, complaining of the undue Election and Return of *Edward Ermatinger*, Esquire, to represent the County of *Middlesex* in this present Parliament, have leave to adjourn until the twentieth day of *April* instant.

Oxford Election.

Mr. *Chauveau*, Chairman of the Select Committee appointed to try the merits of the Petition of the Honourable *Francis Hincks*, of the City of *Montreal*, complaining of the undue Election and Return of *Robert Riddell*, Esquire, Sitting Member for the County of *Oxford*, reported that the Committee met this day at nine o'clock, A. M., pursuant to adjournment, but were unable to proceed to business in consequence of the absence of Mr. *Bertrand*, a member of the Committee.

Member to attend in his place.

Ordered, That Mr. *Bertrand*, Member for the County of *Rimouski*, do attend in his place in this House to-morrow.

Report on Petition of J. M. Robitaille, et al.

Mr. *Laurin*, from the Select Committee to which was referred the Petition of *Jean Marie Robitaille* and others, of the Parish of *L'Ancienne Lorette*, and other References, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Your Committee have examined the Petitions, to them referred, and are of opinion that the prayers therein contained should be granted, and that a Bill should be introduced for that purpose.

Winter Roads Bill.

Ordered, That Mr. *Laurin* have leave to bring in a Bill to repeal two certain Ordinances therein mentioned, relating to Winter Roads in that part of the Province heretofore *Lower Canada*, in so far as regards the District of *Quebec*, the District of *Gaspé*, and that part of the District of *Three Rivers* which is or was the Municipal District of *Portneuf*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Wednesday next.

Report on Petition of Captain Vidal.

Mr. *Woods*, from the Select Committee to which was referred the Petition of *Richard E. Vidal*, Commander, of the Royal Navy, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Your Committee have examined the contents of the Petition, and have heard the Petitioner's statement, which is hereto appended, and have agreed to report a Bill, which they herewith submit for the adoption of your Honourable House; and they cannot but express their regret that the Petitioner should have been subject to the heavy legal and other expenses which he has necessarily incurred in defending the prosecutions against him, relative to the roads which have formed the subject of enquiry by this Committee,

Captain *Vidal*, Royal Navy, examined.

Question.

You complain in your Petition of the great expenses you have incurred in defending your right to the road in question. Pray state what they are?

Answer.

My expenses have been occasioned by the peculiarity of my situation, the circumstance of the Crown having originally granted me this road by Patent; made it a case which could only be decided in Her Majesty's Court of Queen's Bench, where it was tried. The opposing party using every means in their power, to put me to the greatest possible expense. I had also, in consequence of the Judges' decision, to re-purchase land sold by me some years ago, and also a good three story House, with brick basement, which had been erected thereon (without any remonstrance from the parties now prosecuting), and for which alone, although less than half an acre, I had to pay eleven hundred and fifty dollars. I have been further obliged to fence off this, now declared road across my two lots, and which road had never been travelled over or used, in any way, as a road, and had been ten years closed up by fences, prior to this prosecution. I have further incurred great expenses in travelling to *Sandwich*, *London* and *Montreal*, in defence of my rights, besides the loss of time and anxiety incurred, and these expenses together, amount to the sum of three hundred pounds, Currency.

Vidal's vesting Bill.

Ordered, That Mr. *Woods* have leave to bring in a Bill to vest in *Richard E. Vidal*, his heirs and assigns, the Government allowance for a road across certain lots of land in the Township of *Sarnia*, in the *Western* District, now belonging to him.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Public Lands Bill.

Ordered, That Mr. *Macdonell* of *Stormont*, have leave to bring in a Bill to extend the provisions of the 13th Section of an Act of the Province of *Canada*, intituled, "An Act for the disposal "of Public Lands," and to amend the said Act in other respects, and, further, to provide for the final settlement of Land Claims.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

On motion of Mr. *Merritt*, seconded by Mr. *Dickson*,

Address for Statement of Expenses of Police Force.

Resolved, That an humble Address be presented to His Excellency, the Administrator of the Government, praying that He will be pleased to cause the Inspector General to lay before this House, the amount expended for the maintenance of the Police Force, for the year 1845, specifying the number employed on the different Canals, and payment to each; and also, a Return for the years 1843 and 1844, applied for by the House during the last Session.

Ordered, That the said Address be presented to His Excellency, the Administrator of the Government, by such Members of this House, as are of the Honourable the Executive Council of this Province.

A Message from the Legislative Council, by *John Fennings Taylor*, Esquire, one of the Masters in Chancery.

LEGISLATIVE COUNCIL,
Thursday, 2d April, 1846.

Legislative Councillors permitted to attend Select Committees.

Ordered, That one of the Masters in Chancery do go down to the Legislative Assembly and acquaint that House that the Legislative Council do give leave to the Honourable *Thomas M'Kay*, one of their Members, to attend the Select Committee, to which is referred the Petition of *Hamnett Pinhey*, Esquire, Warden of the Municipal District of *Dalhousie*, on Friday next, at ten o'clock in the forenoon, to be examined on the subject of the said reference, if he thinks fit.

And also,

LEGISLATIVE COUNCIL,
Thursday, 2d April, 1846,

Ordered, That one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House that the Legislative Council do give leave to the Honourables *John Neilson*, and *Louis Massue*, two of their Members, to attend the Select Committee to which is referred the Petition of *Jean Baptiste Pagé* and others, inhabitants of the Parish of *L'Ancienne Lorette*, and other References, on Monday next, at eleven o'clock in the forenoon, to be examined on the subject of the said References, if they think fit.

And then he withdrew.

On motion of Mr. *Watts*, seconded by Mr. *M'Connell*,

Agriculture, (L. C.)

Resolved, That this House do now resolve itself into a Committee of the whole House, to consider the expediency of amending the Act 8 *Vict.* cap. 53, for the encouragement of Agriculture in *Lower Canada*.

The House accordingly resolved itself into the said Committee.

Mr. *Price* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair, and Mr. *Price* reported that the Committee had come to several Resolutions, which he was directed to submit to the House whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

On motion of the Honourable Mr. *Aylwin*, seconded by Mr. *Chabot*,

Address for Survey of River St. Charles.

Resolved, That an humble Address be presented to His Excellency, the Administrator of the Government, to pray that His Excellency will be pleased to order the proper officer to lay before this House, the Survey of the River *St. Charles*, in respect whereof the Address of this House to His Excellency, *Lord Metcalfe*, then Governor General of this Province, was voted on the 4th day of *February*, 1845.

Ordered, That the said Address be presented to His Excellency, the Administrator of the Government, by such Members of this House as are of the Honourable the Executive Council of this Province.

On motion of the Honourable Mr. *Aylwin*, seconded by Mr. *Chabot*,

Address relative to River Richelieu.

Resolved, That an humble Address be presented to His Excellency, the Administrator of the Government, praying that His Excellency will be pleased to inform this House of all such steps as have been taken by the Board of Works to complete the navigation of the River *Richelieu*, and the causes why the appropriation made to that effect by the Statute of the 4th and 5th of Her Majesty's Reign has not been expended.

Ordered, That the said Address be presented to His Excellency, the Administrator of the Government, by such Members of this House, as are of the Honourable the Executive Council of this Province.

Post-Office Department.

Ordered, That the Honourable Mr. *Aylwin*, the Honourable Mr. *Baldwin*, the Honourable Mr. *Moffatt*, the Honourable Mr. *Morin*, the Honourable Mr. *Robinson*, Mr. *Hale*, Mr. *Gowan*, Mr. *Williams*, and Mr. *Leslie*, do compose the Select Committee appointed to enquire into the Post-Office Department.

Member called and did not appear.

Mr. *Bertrand*, Member for the County of *Rimouski*, having been called, according to Order, did not appear.

Mr. Riddell's Petition, Oxford Election.

Mr. *Smith*, of *Frontenac*, moved, seconded by Mr. *Hall*; That the Petition of *Robert Riddell*, Esquire, the sitting Member for the County of *Oxford*, presented to this House, on Friday, the twentieth of *March* last, be referred to the Standing Committee on Privileges and Elections.

Mr. Speaker having read the motion, decided that it was out of order, and could not be received.

An appeal being made to the House, from Mr. Speaker's decision, a division ensued, and the names being called for, they were taken down as followeth:

For Mr. Speaker's decision.

Messieurs *Armstrong, Aylwin, Baldwin, Berthelot, Boulton, Boutillier, Brooks, Cameron, Cauchon, Cayley, Chabot, Chalmers, Chauveau, Christie, Cummings, Desaunier, DeWitt, Dickson*, Attorney General *Draper, Drummond, Ermatinger, Foster, Guillet, Hale, Jessup, Johnston, Lacoste, La Fontaine, Lantier, Laterrière Laurin, Leslie, Macdonald* of GLENGARY, *Macdonell* of DUNDAS, *Macdonnell* of STORMONT, *M'Connell, Merritt, Méthot, Meyers, Monro, Morin, Nelson, Petrie, Price, Prince, Robinson, Roblin, Rous-*

seau, Scott, Seymour, Smith of WENTWORTH, *Stewart* of BYTOWN, *Stewart* of PRESCOTT, *Taché, Taschereau, Thompson, Webster,* and *Williams.*—(58.)

Against Mr. Speaker's decision.

Messieurs *Colvile, Daly, Duggan, Gowan, Hall, Macdonald* of CORNWALL, *Macdonald* of KINGSTON, *Moffatt, Sherwood* of BROCKVILLE, Solicitor General *Sherwood, Smith* of FRONTENAC, Attorney General *Smith* and *Viger.*—(13.)

Niagara and Detroit Rivers Railroad Bill.

The Order of the Day for the second reading of the Bill to extend the provisions of the Act of *Upper Canada,* incorporating the *Niagara* and *Detroit* Rivers Railroad Company, being read;

The said Bill was read accordingly.

Mr. *Prince* moved, seconded by Mr. *Merritt,* that the said Bill be now committed to a Committee of the whole House.

The Honourable Mr. Solicitor General *Sherwood* moved, in amendment, seconded by Mr. *Duggan,* that all the words in the said motion, after the word "Bill," be struck out, and the following substituted: "be referred to the Select Committee on Railroads."

The question having been put upon the motion of amendment, it was agreed to unanimously.

The question being then put on the main motion, as amended, it was also agreed to, and

Ordered, Accordingly.

Niagara District Debt Bill.

The Order of the Day for the second reading of the Bill to repeal the Act therein mentioned, authorizing the raising of a sum of money in the District of *Niagara,* for the purpose of relieving the said District from debt, being read;

The said Bill was accordingly read, and ordered to be engrossed.

Simcoe Registry Office Bill.

The Order of the Day for the second reading of the Bill to provide for the removal of the Registry Office of the District of *Simcoe,* from its present site to *Barrie,* the District Town, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House on Thursday next.

Trafalgar Road Bill.

The Order of the Day for the second reading of the Bill to incorporate certain persons as the *Trafalgar, Esquesing* and *Erin* Road Company, being read;

The said Bill was accordingly read, and referred to the Standing Committee on Private Bills.

***La Communauté des Filles de Charité* of St. Hyacinthe, Bill.**

The Order of the Day for the second reading of the Bill to incorporate "*La Communauté des Filles de Charité,* of the Parish of *St. Hyacinthe,* in the District of *Montreal,* for the cure of infirm and sick persons, and for other purposes, being read;

The said Bill was accordingly read, and referred to the Standing Committee on Private Bills.

West Halton Election.

Mr. Speaker acquainted the House, that he had received the Report of the Commissioners appointed to take evidence in the matter of the Contested Election for the West Riding of the County of *Halton.*

Member added to Committee on Petition of Indian Chiefs.

Ordered, That the Honourable Mr. *Laterrière* be added to the Select Committee to which was referred the Petition of *Wishe Tegarihontie* and others, Chiefs and Warriors, *Iroquois, Algonquins,* and *Nipissings,* of *St. Regis* and other places.

Then, on motion of Mr. *Duggan,* seconded by the Honourable Mr. *Viger,*

The House adjourned.

Veneris, 3° die Aprilis.

ANNO NONO, VICTORIÆ REGINÆ, 1846.

Petitions laid on the table.

THE following Petitions were severally brought up and laid on the table:—

By Mr. *Riddell,*—The Petition of the Reverend *Frederick Fauquier* and others, members of the United Church of *England* and *Ireland,* in the Township of *Zorra,* in the District of *Brock,* in the Diocese of *Toronto.*

By Mr. *Foster,*—The Petition of the Reverend *Andrew Balfour* of *Waterloo,* in the District of *Shefford.*

By Mr. *Leslie,*—The Petition of *Anthony Leslie,* Esquire, Inspector of Licenses in the District of *Bathurst.*

By Mr. *Lacoste,*—The Petition of *P. P. Demaray,* Esquire, Warden, and *Pierre Gamelin,* Esquire, Secretary of the Municipal Council of the Parish of *St. John's, Dorchester.*

By Mr. *Cauchon,*—The Petition of the Reverend *Antoine Parant,* Superior of the Seminary of *Quebec,* and others, inhabitants of *La Côte de Beaupré,* in the County of *Montmorency,*—and the Petition of *Charles Cazeau* and others, of *Quebec.*

By Mr. *Boulton,*—The Petition of the Bank of *Upper Canada;* the Petition of *D. K. Servos,* Esquire, and others, of the Townships of *Saltfleet* and *Binbrooke,* in the District of *Gore,* in the Diocese of *Toronto;* and the Petition of *H. Burwell* and others, of the Town and District of *London.*

By the Honourable Mr. *Morin,*—The Petition of *William Workman* and others, of the City of *Montreal;* the Petition of *H. P. Paré* and others, School Teachers, of the District of *Montreal;* the Petition of *J. T. Brondgeest,* Esquire, and others, of *Hochelaga.*

By Mr. *Cummings,*—The Petition of *George Ball* and others, inhabitants of *Niagara* and other Townships in the District of *Niagara.*

By the Honourable Mr. *Robinson,*—The Petition of *William Charles Hume,* Esquire, and others, inhabitants of the Township of *Orillia.*

By Mr. *Scott,*—The Petition of *W. G. Blanchard,* Esquire, and others, of the County of *Two Mountains.*

By the Honourable Mr. *Viger,*—The Petition of the Reverend *Samuel S. Wood,* A. M., and others, members of the United Church of *England* and *Ireland,* in the Diocese of *Quebec;* the Petition of the Very Reverend *T. Cooke* and others, the Managing Committee of the Christian School of the Town and Parish of *Three Rivers;* the Petition of *Charles Hubert Lassiseraye,* Teacher of the late Society of Education of the Town of *Three Rivers.*

By Mr. *Sherwood,* of *Brockville,*—The Petition of the Reverend *Edward Denroche* and others, members of the United Church of *England* and *Ireland,* in the Mission of *Brockville.*

By Mr. *Merritt,*—The Petition of *James B. J. Hilton* and others, inhabitants of the Township of *Grantham,* in the County of *Lincoln;* the Petition of *George Silver* and others, inhabitants of the Township of *Clinton,* in the District of *Niagara;* and the Petition of *Absalom Haines* and others, inhabitants of the Township of *Louth,* in the District of *Niagara.*

By Mr. *Thompson,*—The Petition of the Municipal Council of the District of *Niagara,* (relating to the mode of assessment); the Petition of *Charles Hill,* of the Township of *Bertie,* in the District of *Niagara;* the Petition of *James Sill* and others, of the Township of *Walpole,* in the District of *Talbot;* the Petition of *John De Cow,* senior, and others, of the County of *Haldimand;* and the Petition of *Ronald M'Kinnon* and others, of the Townships of *Seneca* and *Oneida,* in the District of *Gore.*

Petitions laid on the table.

By Mr. *Brooks*,—The Petition of the Reverend *C. B. Flemming* and others, members of the United Church of *England* and *Ireland* in the Diocese of *Quebec*.

By the Honourable Mr. *Laterrière*,—The Petition of *Edouard Boudreau*, of the Parish of *Baie St. Paul*, in the County of *Saguenay*, Physician.

By Mr. *Guillet*,—The Petition of *David Trudel* and others, of the County of *Champlain*.

By Mr. *Chauveau*,—The Petition of *Jean Baptiste Lebel*, Esquire, and others, of the Village of *La Misère* and of the Parish of *St. Ambroise, Jeune Lorette*.

By Mr. *Gowan*,—The Petition of *John Dillon* and others, of the Parish of *Longue Pointe* and its vicinity; and the Petition of *Frederick Fraser Carruthers*, Esquire, of the City of *Toronto*.

By Mr. *Drummond*,—The Petition of *James Blackburn*, Esquire, and others, freeholders of the Townships of *Hull* and *Eardley*, in the County of *Ottawa*.

By Mr. *Chabot*,—The Petition of the Mayor and Councillors of the City of *Quebec* (relating to Assessors).

By Mr. *Hale*,—The Petition of *William Ritchie*, Esquire, and others, the Trustees of the *Sherbrooke* Academy; and the Petition of *R. N. Hall*, and the Reverend *William King*, and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*.

By the Honourable Mr. *Moffatt*,—The Petition of the *Montreal* Board of Trade (relating to the Bankrupt Laws); the Petition of the *Montreal* Board of Trade (relating to interest on money loaned); the Petition of *Thomas Molson*, Esquire, and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*; the Petition of the Reverend *William Bond* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Toronto*; the Petition of *W. B. Simpson* and others, Protestant inhabitants of the Parishes of *St. Polycarpe* and *St. Ignace*, in the County of *Vaudreuil*; and the Petition of the Reverend *W. Chadderton* and others, members of the United Church of *England* and *Ireland*, attending the Chapel of *St. Peter's*, in the City and Diocese of *Quebec*.

By the Honourable Mr. *Aylwin*,—The Petition of the Literary and Historical Society of *Quebec*; the Petition of Mrs. *M. H. Mountain*, on behalf of the Committee of Ladies of the Protestant Female Orphan Asylum at *Quebec*; the Petition of the Reverend *John Cook*, D. D., and others, the Ministers, Elders and Trustees of *St. Andrew's* Church, in the City of *Quebec*; and the Petition of Mrs. *Mary H. Mountain*, and other Ladies, the managers of the Male Orphan Asylum of *Quebec*, in connexion with the Church of *England*.

By Mr. Solicitor General *Taschereau*,—The Petition of *E. Dalaire*, Esquire, and others, *Censitaires* of the Seigniory of *Lauzon*; and the Petition of *Simeon Larochelle*, of the Parish of *St. Anselme*, in the County of *Dorchester*, Mechanician.

By Mr. *Ermatinger*,—The Petition of *Oliver Owen* and *Joseph Sifton*, of the Town of *London*, in the District of *London*.

By Mr. *Desaunier*,—The Petition of *James Dickson* and others, of the *Banlieue* of the Town of *Three Rivers*.

By Mr. *Duggan*,—The Petition of *William Kent* and others, of the Townships of *Toronto* and *Chinguacousy*, in the *Home* District.

Niagara Debt Bill.

An Engrossed Bill to repeal the Act therein mentioned authorizing the raising of a sum of money in the District of *Niagara*, for the purpose of relieving the said District from debt, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Cummings* do carry the said Bill to the Legislative Council, and desire their concurrence.

Petitions read.

Pursuant to the Order of the Day, the following Petitions were read:—

Of the Reverend *John M'Intyre* and others, members of the United Church of *England* and *Ireland*, in *Orillia* and other Townships, in the District of *Simcoe*, in the Diocese of *Toronto*; of *Francis B. Baker* and others, members of the United Church of *England* and *Ireland*, in the Township of *Leeds*, in the Diocese of *Toronto*; of *Hugh Allingham* and others, members of the United Church of *England* and *Ireland*, in the Township of *Yonge*, in the Diocese of *Toronto*; of *William Greene*, Esquire, and others, members of the United Church of *England* and *Ireland*, in parts of *Yonge* and other Townships, in the Diocese of *Toronto*; of the Right Reverend the Lord Bishop of *Toronto* and others, members of the United Church of *England* and *Ireland*, in the City of *Toronto*, in the Diocese of *Toronto*; of the Reverend *Thomas Creen* and others; of *W. N. Bethune* and others, members of the United Church of *England* and *Ireland*, in the Parish of *Kemptville*, in the Diocese of *Toronto*; and of the Reverend *John Hickie* and others, members of the United Church of *England* and *Ireland*, in the Town of *Stratford* and its vicinity, in the Diocese of *Toronto*; praying that measures may be adopted for vesting in the Church Society of the Diocese of *Toronto*, for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall correspond with their share of the income arising from the same.

Of the Very Reverend *Hyacinthe Hudon*, Titulary Canon of the Cathedral of *St. Jacques* at *Montreal*, Grand Vicar of the Diocese of *Montreal*, &c.; praying that the Nuns known as "*Les Religieuses* "*de Notre Dame du Bon Pasteur*," may be incorporated by an Act of the Legislature.

Of Mrs. *Adélaide Bouchette*, Widow of the late *Joseph Bouchette*, Esquire; praying that the sum of £1,000, for which her late husband had a just claim upon the Legislature, but which has not been liquidated, may be paid to her.

Of Mrs. *M. A. F. Viger* and other Ladies, Directresses of the Catholic Orphan Asylum of *Montreal*; praying for an aid in support of the said Institution.

Of the Reverend *C. Larocque* and others, the *Curé*, Church Wardens and School Commissioners of the Parish of *St. Jean L'Evangéliste*, in the District of *Montreal*; praying that the unclaimed balance of the sums granted during the years 1842 and 1843 for Education, be placed at the disposal of certain Trustees, to be by them expended for the advancement of learning.

Of *André Vandandaigue*, Esquire, President of the Agricultural Society of the County of *Verchères*; praying that the 8th *Victoria*, cap. 53, be amended in certain particulars.

Of *André Vandandaigue*, Esquire, Warden of the Municipal Council of the Parish of *St. Mathieu de Belœil*; praying that an Act be passed to compel every land proprietor to open and keep in repair, during the Winter Season, in front of his Property, a road eight feet wide; and that there be no obligation to use any particular description of winter vehicle.

Of *Peter Buchanan* and others; praying to be incorporated as a Joint Stock Company, with power to construct a Railroad from *Hamilton* to *Toronto*.

Of *Benjamin Bolton* and others, of the Town of *Perth*, and of *Bathurst* and other Townships; praying for a new Survey of the contemplated Road from *Perth* to the *Madawaska* River.

Of *John Felton*, Esquire, and others, inhabitants of the District of *St. Francis*; praying for aid to

Petitions read. complete the Road from the Town of *Sherbrooke* to the Township of *Stanstead.*

Of *John Felton*, Esquire, and others, of the District of *St. Francis;* praying for aid to render secure the Bridge across the River *St. Francis*, in the Town of *Sherbrooke*, and to improve the Road leading through the Township of *Ireland* to the City of *Quebec.*

Of *Thomas Atkins*, Inspector of Weights and Measures for the District of *Quebec;* praying for certain amendments in the existing Laws regulating the Inspection of Weights and Measures.

Of the Reverend *Jacob Gooft* and others, members of the Societies of *Menonists* and *Tunkers*, residing in the *Home* District; praying for the reduction of the amount now by law exacted from them for the non-performance of Militia Service.

Of *Norman Jones* and others, of the Townships of *Markham* and *Whitchurch*, in the *Home* District; praying for the adoption of some measure to remove the difficulties arising from the uncertainty of the monuments or governing points of Township Lines, according to the original surveys, by vesting power in the District Councils or otherwise.

Of Sir *Allan N. MacNab* and others, in behalf of the inhabitants of the Town of *Hamilton;* praying for an extension of the limits of the said Town, and that it be erected into a City, with a new and enlarged Charter.

Of Mrs. *Margaret Havener*, of the Village of *Napierville*, in the County of *Huntingdon;* praying for a Pension, in consideration of the death of her husband, who was killed in an engagement at *Odelltown* during the rebellion in 1838.

Of *Samuel Hitchcock* and others, of the Village of *Port Sarnia*, in the County of *Kent;* praying that a certain Road leading into the said Village be not closed up as prayed for by Captain *Vidal* in his Petition.

Of *Thomas Kains*, Esquire, Mayor and others, the Councillors of the Municipality of the Townships of *Grenville* and *Union*, on the River *Ottawa;* praying for aid to improve the Roads, and to erect Bridges between *Grenville* and *Hull*, and to complete the thoroughfare by the *Union* Bridge at *Bytown.*

Of the Reverend *J. Paquin* and others, of the County of *Two Mountains;* praying that the Agricultural Act of last Session be amended in certain particulars.

Of *William Duncan*, of *Coteau du Lac;* praying for the payment of a Balance due him by the Parish of *St. Polycarpe*, for the erection of a Bridge across the River *Delisle.*

Of the Corporation of the College of *St. Hyacinthe;* praying an aid for that Institution.

Of *Charles Richardson*, Esquire, and others, of the District of *Niagara;* praying that the Act incorporating a Company to construct a plank road from *Niagara* to the Ten Mile Creek, be so amended as to allow them to alter the direction of the said Road, and to authorise them to make a water course from the *Welland* Canal to the said town, and to increase their capital stock for that purpose.

Of *Robert Hodgkisson* and others, of the Township of *Grantham*, in the District of *Niagara;* praying for the passing of an Act to close up a certain Road Allowance in the Second Concession of the said Township, and to establish and confirm "The Lake Road," now used as a Public Highway.

Of *John Hall* and others, of *Dumfries*, in the District of *Gore;* praying that no alteration may be made in the present course of the Road dividing the seventh from the eighth Concessions in the said Township.

Of *John D. M'Kenzie* and others, of *Beverly* and *Galt*, in the District of *Gore*, and of the *United States* of *America;* complaining that they have been deprived of certain Lands in the Township of *Beverly*, by the operation of an Act of the Legislature, for which they have received no indemnification, and praying relief. Petitions read.

Of the *Montreal* Board of Trade; praying for a Repeal of the Provincial Duty on Wheat, Flour, &c. and all other articles now paying a duty of one per cent.; and that an additional duty be imposed upon Spirits of domestic manufacture.

Of Sir *James Stuart*, of the City of *Quebec*, Baronet, and of *Nicholas Austin*, of the Township of *Bolton*, in the District of *Montreal;* praying for the passing of an Act to facilitate and effect a partition of certain Lands held by them as tenants in common under Titles derived from certain Letters Patent of 1797.

Of *Thomas Molson*, Esquire, and others, inhabitants of the City of *Montreal;* praying to be incorporated as a Company for the purpose of supplying the inhabitants of the said City with Gas, at a reasonable price.

Of the *Montreal* Ladies Benevolent Society; praying for an aid in support of the said Institution.

Of the President, Directors, and Company of the *Bronté* Harbour; praying for a renewal of the Charter of the said Company.

Of *Edward Evans* and others, of the County of *Halton;* praying that no division of the Clergy Reserve Lands be made, but that they be disposed of as heretofore.

Of His Grace the Archbishop of *Quebec*, and others, inhabitants of the City of *Quebec;* praying that steps may be taken to provide a Gaol for the District of *Quebec*, affording more ample accommodation for the wants thereof, than the one now in use.

Of *George O'Kill Stuart*, Esquire, and others, of the City of *Quebec*, and its vicinity; praying to be incorporated for the purpose of constructing a Railway from the Boundary Line between the Province of *New Brunswick* and *Canada*, to the Western bounds of *Upper Canada;* and that aid be granted them for the accomplishment of that object.

Ordered, That the Petition of the Reverend *R. G. Plees* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec;* the Petition of the Reverend *John M'Intyre* and others, members of the United Church of *England* and *Ireland*, in *Orillia* and other Townships in the District of *Simcoe*, in the Diocese of *Toronto;* the Petition of the Reverend *Robert Blakey* and others, members of the United Church of *England* and *Ireland*, in the Township of *Augusta*, in the County of *Grenville*, in the Diocese of *Toronto;* the Petition of *W. H. Bethune* and others, members of the United Church of *England* and *Ireland*, in the Parish of *Kemptville*, in the Diocese of *Toronto*, and the Petition of the Reverend *Thomas Creen* and others, be referred to the Select Committee to which was referred the Petition of the Church Society of the Diocese of *Toronto.* Petitions referred: Members of the Church of England.

Ordered, That the Petition of the Reverend *W. Adam* and others, Unitarian Christians of the City of *Toronto;* the Petition of Mrs. *Margaret Havener* of the Village of *Napierville*, in the County of *Huntingdon;* the Petition of the Very Reverend *Hyacinthe Hudon*, Titulary Canon of the Cathedral of *St. Jacques* at *Montreal*, Grand Vicar of the Diocese of *Montreal*, &c.; the Petition of *Charles Richardson*, Esq., and others, of the District of *Niagara;* and the Petition of *Robert Easton Burns*, Esquire, Judge of the District Court of the *Home* District, be referred to the Standing Committee on Private Bills. Unitarians. Mrs. Havener. Rev. H. H. Hudon. C. Richardson, Esquire, et al. R. E. Burns, Esq.

G. M. Boswell, Esquire, et al.

Ordered, That the Petition of *G. M. Boswell*, Esquire, and others, be referred to the Select Committee on Railroads.

Rev. J. Paquin, et al.

Resolved, That the Petition of the Reverend *J. Paquin* and others, of the County of *Two Mountains*, be referred to a Select Committee, composed of Mr. *Scott*, the Honourable Mr. *Morin*, Mr. *Armstrong*, Mr. *DeWitt*, and Mr. *Watts*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Thos. Atkins.

Resolved, That the Petition of *Thomas Atkins*, Inspector of Weights and Measures for the District of *Quebec*, be referred to a Select Committee, composed of Mr. *Chauveau*, the Honourable Mr. *Aylwin*, Mr. Solicitor General *Taschereau*, Mr. *Chabot*, and Mr. *Christie*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Rich. Millar.

Resolved, That the Petition of *Richard Millar* and others, the President and members of the Board of Police of the Town of *Niagara*, be referred to a Select Committee, composed of Mr. *Dickson*, Mr. *Merritt*, Mr. *Cummings*, and Mr. *Macdonald* of *Cornwall*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Report on Private Bills.

The Honourable Mr. *Morin*, from the Standing Committee on Private Bills, presented to the House the First Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Banque des Marchands.

Your Committee have considered the Petition of *Augustin Perrault* and others; praying to be allowed to establish a Bank in the City of *Montreal*, and beg leave to recommend that the prayer of the said Petition be complied with.

Toronto Plank Road.

They have also examined the Petition of *John Grubb* and others, of the Township of *York*, and the Gore of *Toronto*; praying for an Act of Incorporation, for the purpose of enabling them to construct a Plank Road from the Gore of *Toronto* to the western termination of the western road; and they beg to recommend the same to the favourable consideration of your Honourable House.

Beauharnois Plank Road.

With respect to the Petition of *William Bowron* and others, praying to be incorporated as the *Beauharnois* Plank Road Company, your Committee find that the Rules of your Honourable House have not been fully complied with by the Petitioners, inasmuch as the notice published by them, of their intention to make the present application, is dated the 6th of February, and the Petition was presented on the 30th of March; and as the 66th Rule requires that notice be given for at least two months previous to the presentation of the Petition, your Committee cannot recommend that any further action be taken thereon.

The Honourable Mr. *Cayley*, one of Her Majesty's Executive Council, laid before the House, by command of His Excellency the Administrator of the Government,—

Statement of Public Accounts for 1845

Accounts and Statements respecting the Public Income and Expenditure of the Consolidated Revenue Fund of the Province of *Canada*, for the year 1845.

(*For the said Accounts and Statements, see Appendix C.*)

Report on Petition of S. De Veaux, et al.

Mr. *Merritt*, from the Select Committee to which was referred the Petition of *Samuel De Veaux* and others, of *Niagara* Falls, with power to report by Bill or otherwise, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Report on Petition of S. De Veaux, et al.

Your Committee have examined the Petition referred to them, which prays for the incorporation of a Joint Stock Company for the purpose of constructing a Suspension Bridge across the *Niagara* River, at the Falls, and have carefully weighed the circumstances therein set forth, showing the utility of constructing the same, creating as it will, a great public thoroughfare from the *United States* into *Canada*, and rendering it unnecessary for travellers to remain, as they now do, on the American side of the River, in consequence of difficulty of access to this shore, where they can obtain equally good accommodation, and have a better view of the Cataract. Your Committee are of opinion, that when individuals are disposed to invest their capital in undertakings like the one now prayed for, and from which a great public benefit will be derived, it is expedient, as a general principle, for the Legislature to render them every possible facility for carrying out their views, and by so doing encourage individual enterprise, and advance the general interests of the Province; and, therefore, your Committee recommend the prayer of the said Petition to the most favourable consideration of your Honourable House.

Oxford Election.

Mr. *Chauveau*, Chairman of the Select Committee appointed to try the merits of the Petition of the Honourable *Francis Hincks*, of the City of *Montreal*, complaining of the undue Election and Return of *Robert Riddell*, Esquire, Sitting Member for the County of *Oxford*, reported that the Committee met this day, at nine o'clock, A. M., pursuant to adjournment, but were unable to proceed to business, in consequence of the absence of Mr. *Bertrand*, a member of the Committee.

Resolved, That the said Select Committee have leave to proceed to business to-morrow morning, pursuant to adjournment, though Mr. *Bertrand* should not then be able to attend.

On motion of Mr. *Prince*, seconded by Mr. *Drummond*,

Private Bills.

Resolved, That the time for presenting Petitions to this House, for Private Bills or Reliefs, in any way, be extended until Friday, the 10th instant.

Albion Road Company Bill.

Ordered, That Mr. *Price* have leave to bring in a Bill to incorporate certain persons under the name of the *Albion* Road Company.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Thursday next.

Committee appointed on state of Rolls, Records, &c.

Resolved, That a Select Committee, composed of Mr. *Christie*, the Honourable Mr. *Aylwin*, Mr. *Hale*, Mr. *Chabot*, Mr. *Méthot*, Mr. *Drummond*, and Mr. *Williams*, be appointed to enquire into and report upon the state and condition of the Rolls, Records, Journals, and other papers, in manuscript and print, appertaining to the late Parliaments of *Upper* and *Lower Canada*, respectively, and to the Parliament of this Province, and the precautions taken for their safe keeping and preservation; also, the state and condition of the Judicial registers, records, archives, and papers, appertaining to the several Courts of Justice in *Lower Canada*, and in charge of the respective Clerks or Prothonotaries thereof, Clerks of the Crown, Clerks of the Peace, Sheriffs, and other officers, or functionaries of the Judicature therein, and whether the same are kept and classed in an orderly and systematic manner by the proper officers, and due precaution taken for their safe keeping and future preservation; and if any and what

measures ought to be adopted for that purpose, to report thereon with all convenient speed; with power to send for persons, papers, and records.

On motion of Mr. *Merritt*, seconded by Mr. *Thompson*,

Administration of Justice, U.C.

Resolved, That an humble Address be presented to His Excellency the Administrator of the Government, praying that he will cause the Inspector General to lay before this House, (in addition to the amount for the periods mentioned in the Address of this House to His Excellency, passed yesterday,) the amount expended for the Administration of Justice in *Upper Canada* from the Provincial and District Funds and from fees, in the years 1836 and 1840 respectively.

Ordered, That the said Address be presented to His Excellency the Administrator of the Government, by such Members of this House as are of the Honourable the Executive Council of this Province.

On motion of the Honourable Mr. *Robinson*, seconded by the Honourable Mr. *Moffatt*,

Address to the Queen on Rates of Postage.

Resolved, That an humble Address be presented to the Queen's Most Excellent Majesty, praying that Her Majesty will be graciously pleased to take into Her favourable consideration, the necessity of reducing the rates of Postage in Her Majesty's North American Colonies.

Resolved, That the said Resolution be referred to a Select Committee, composed of the Honourable Mr. *Robinson*, Mr. *Webster* and Mr. *Christie*, to draw up and report the draught of an humble Address in conformity to the said Resolution.

Militia Bill.

Ordered, That the Honourable Mr. Attorney General *Draper* have leave to bring in a Bill for the better regulation of the Militia of this Province.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next.

Hastings Titles Bill.

Ordered, That the Honourable Mr. Solicitor General *Sherwood* have leave to bring in a Bill to remedy certain defects in the Registration of titles in the County of *Hastings* in *Upper Canada*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Tuesday, the fourteenth instant.

On motion of Mr. *Macdonell* of *Dundas*, seconded by Mr. *Smith* of *Frontenac*,

Address for papers relative to a Lot in Cornwall.

Resolved, That an humble Address be presented to His Excellency the Administrator of the Government, praying that he will be pleased to cause to be laid before this House a copy of the Petition on which was grounded the Order in Council directing the sale of Lots Nos. 10 and 11, North side of Water Street, in the Town of *Cornwall*, together with a copy of the said Order in Council; also, copies of the Report of the District Agent, and of the Commissioner of Crown Lands, touching the same, and copies of any letters and documents addressed by *J. S. Macdonald*, Esquire, to the Government, on the subject, and of the replies thereto.

Ordered, That the said Address be presented to His Excellency the Administrator of the Government, by such Members of this House as are of the Honourable the Executive Council of this Province.

Resolutions reported relative to Agriculture, (L. C.)

Mr. *Price*, from the Committee of the whole House to consider the expediency of amending the Act 8, *Vict.* cap. 53, for the encouragement of Agriculture in *Lower Canada*, reported, according to order, the Resolutions of the said Committee; which Resolutions were again read at the Clerk's table, and are as followeth:—

Resolved, That it is the opinion of this Committee, that it is expedient to make such alterations in the Act passed in the last Session, intituled, "An Act to repeal certain Acts therein "mentioned, and better to encourage Agricul- "ture in *Lower Canada*, by the establishment "of Agricultural Societies therein", as shall legalize the establishment of Agricultural Societies in those Counties which did not avail themselves of the provisions of the said Act, by establishing Societies in the month of June last.

Resolved, That it is the opinion of this Committee, that of the monies received under the said Act for County Societies, instead of restricting the appropriation for the importation of animals, &c., to Fifty pounds, it is expedient to amend the Act so that such amount thereof as the Committee of the Society may determine, may be expended for such purposes over and above the sum of Fifty pounds already mentioned.

Mr. *Watts* moved, seconded by Mr. *Méthot*, That the question of concurrence be now separately put upon each of the said Resolutions.

Mr. *Scott* moved in amendment, seconded by the Honourable Mr. *Morin*, That all the words after "That" in the said motion be struck out, and the following substituted, "the said Report be referred "to the Select Committee to which was referred the "Petition of the Reverend *J. Paquin* and others, of "the County of *Two Mountains*."

The question having been put on the motion of amendment, a division ensued, and it passed in the negative.

The question being then put on the main motion, it was agreed to.

And the said Resolutions being again read, and the question of concurrence being separately put upon each, they were agreed to by the House, and

Resolved, Accordingly.

Agricultural Societies Bill, L. C.

Ordered, That Mr. *Watts* have leave to bring in a Bill to amend the Act for the encouragement of Agriculture, by the establishment of Agricultural Societies in *Lower Canada*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Wednesday next.

Member called and did not appear.

Mr. *Bertrand*, Member for the County of *Rimouski*, having been called, according to order, did not appear.

Bill relative to modes of Assurance, &c.

The Order of the Day for the second reading of the Bill for the substitution of more simple modes of assurance in lieu of fines and recoveries, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House on Tuesday next.

Lunatics and Idiots' Relief Bill.

The Order of the Day for the second reading of the Bill to remove certain doubts as to the jurisdiction conferred upon the Court of Chancery in *Upper Canada* in matters relating to lunatics, idiots, and persons of unsound mind, and their estates, and to amend and extend the laws in force in *Upper Canada* relating to lunatics, idiots and persons of unsound mind, and their estates, being read;

Ordered, That the said Bill be read a second time on Tuesday next.

Provincial Penitentiary Bill.

The Order of the Day for the second reading of the Bill to consolidate and amend the laws relating to the Provincial Penitentiary, being read;

Ordered, That the said Bill be read a second time on Tuesday next.

Registry Bill, (U. C.)

The Order of the Day for the House in Committee on the Bill to consolidate and amend the Registry Laws of *Upper Canada*, being read;

Ordered, That the said Order of the Day be postponed until Tuesday next.

Committee of Supply.

The Order of the Day for the House in Committee to consider of the Supply granted to Her Majesty, being read;

Ordered, That that part of the Speech of His Excellency the Administrator of the Government, to both Houses of the Provincial Parliament at the opening of the present Session, which relates to the granting of a Supply to Her Majesty, be now read.

The same was read accordingly.

Ordered, That so much of the said Speech as relates to a Supply, be referred to the said Committee.

The House then resolved itself into the said Committee.

Mr. *Colvile* took the Chair of the Committee; and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Colvile* reported that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, That the said Committee have leave to sit again on Tuesday, the fourteenth instant.

Then on motion of the Honourable Mr. Attorney General *Smith*, seconded by Mr. *Gowan*,

The House adjourned until Monday next.

Lunæ, 6° die Aprilis.

Anno Nono, Victoriæ Reginæ, 1846.

Municipal Districts, L.C.

MR. SPEAKER laid before the House Returns of the Debts and Liabilities of the Councils of the late Municipal Districts in *Lower Canada*, furnished in conformity with the requirements of the Act 8 *Vict.* cap. 77.

(*For the said Returns ,see Appendix K.*)

Also,

Bonds and Securities.

The Registrars' Report of Bonds and Securities in compliance with the Provincial Act 4 and 5 *Vic.* ch. 91. sec. 15.

(*For the said Report, see Appendix L.*)

And also,

Montreal Turnpike Roads.

Accounts of the Trustees of the *Montreal* Turnpike Roads from 1st January to 31st December, 1845.

(*For the said Accounts, see Appendix M.*)

Petitions laid on the table.

The following Petitions were severally brought up and laid on the table:—

By Mr. *Chalmers*,—The Petition of *Francis Small* and others, of the County of *Halton*; and the Petition of *George S. Alton* and others, of the Township of *Nelson*, in the District of *Gore*.

By Mr. *Lacoste*,—The Petition of *P. Besse* and others, of the Parish of *Chambly*, in the County of *Chambly*.

By Mr. *Stewart* of *Bytown*,—The Petition of *Donald Mathison* and others, of the Congregation of *Richmond*, belonging to the Presbyterian Church of *Canada*, in connexion with the Church of *Scotland*.

By Mr. *Meyers*,—The Petition of *Patrick Wallace* and others, of *Cobourg*.

By Mr. *Leslie*,—The Petition of the Honourable *Gabriel Roy* and others, of *La Côte St. Laurent*, in the Parish of *St. Laurent*.

Petitions laid on the table.

By Mr. *Cummings*,—The Petition of *James Kerby* and others, of the Township of *Bertie*, in the District of *Niagara*; the Petition of *Thomas O. Parry* and others, of the Township of *Gainsboro'*, in the District of *Niagara*; the Petition of *Samuel Birdsall*, Esquire, and others, of the Township of *Canboro'*, in the District of *Niagara*; and the Petition of *Ozias Buckner* and others, of the Township of *Crowland*, in the District of *Niagara*.

By Mr. *Petrie*,—The Petition of *William Edwards* and others, inhabitants of the Township of *Clarence*, in the *Ottawa* District.

By Mr. *Hale*,—The Petition of *J. Taylor*, Esquire, and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*.

By Mr. *Thompson*,—The Petition of *Colvin Gates* and others, of the Townships of *Walpole* and *Rainham*, in the District of *Talbot*.

By the Honourable Mr. Solicitor General *Sherwood*,—The Petition of *Thomas Gibbs Ridout*, Esquire, and others, members of the *Toronto* Mechanics Institute.

By the Honourable Mr. *Moffatt*,—The Petition of *John Borrowdale* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*; and the Petition of *E. P. Wilgress* and others, Protestant inhabitants of the Parish of *St. Michael's*.

By Mr. *Christie*,—The Petition of *John S. Moriarty*, Esquire, and others, of *Percé*, and parts adjacent, in the County of *Gaspé*; and the Petition of *Benjamin Coffin* and others, inhabitants of *Gaspé*.

By Mr. *Smith* of *Frontenac*,—The Petition of *D. D. Calvin* and others, inhabitants of the Township of *Wolfe Island*.

By Mr. *Brooks*,—The Petition of *Thomas Steel* and others, of the Townships of *Shipton* and *Melbourne*, and in the vicinity, in the County of *Sherbrooke*; the Petition of the Reverend *P. H. Harkin* and others, inhabitants of the District of *St. Francis*; and the Petition of *Thomas C. Allis* and others, inhabitants of the Township of *Shipton*, in the District of *St. Francis*.

By Mr. *Merritt*,—The Petition of *Samuel Wood* and others, Agriculturists; the Petition of *James H. Comins* of *St. Catherines*, in *Upper Canada*; and the Petition of the Reverend *A. F. Atkinson* and others, members of the United Church of *England* and *Ireland*, in the Township of *Grantham*, in the District of *Niagara*, in the Diocese of *Toronto*.

By the Honourable Mr. *Baldwin*,—The Petition of *Charles H. Cody* and others, of the Township of *Dereham*, in the District of *Brock*; the Petition of *M. Cowan* and others, members of the United Church of *England* and *Ireland*, in the Townships of *Uxbridge* and *Brock*; the Petition of *David Rintoul* and others, of the Township of *Beverley*, in the District of *Gore*; the Petition of *S. Vining* and others, of the Township of *Nissouri*, in the District of *Broek*; the Petition of *Thomas M'Lean* and others, of the Township of *Zorra* East, in the District of *Brock*; the Petition of *Moses Young* and others, of the Township of *Dumfries*, in the County of *Halton*; the Petition of *A. Burtch* and others, of the Township of *Oxford* East, in the District of *Brock*; the Petition of *Jeremiah Cowan* and others, of the Township of *Blenheim*, in the County of *Oxford*; the Petition of *John Maddock* and others, of the Township of *Puslinch*; and the Petition of *Thomas G. Coyne* and others, of the Township of *Dunwich*, in the District of *London*.

By the Honourable Mr. *Aylwin*,—The Petition of *Murdoch M'Kenzie*, of *Quebec*; and the Petition of the Reverend *Francis J. Lundy*, Professor of Classical Literature in *M'Gill* College.

By Mr. *Gowan*,—The Petition of *John Francis Rogers*, of the Town of *Woodstock*, in the District of *Brock*; the Petition of *Richard D. Fraser*, Esquire, of *Edwardsburgh*, in the District of *Johnstown*; the

Petitions laid on the table.

Petition of *Joel D. Parmenter* and others, of *Ganaoque, Leeds,* and *Lansdowne;* the Petition of *Gersham Cutlin* and others, members of the United Church of *England* and *Ireland,* in the Township of *Lansdowne,* in the Diocese of *Toronto;* the Petition of *William Graham* and others, members of the United Church of *England* and *Ireland,* in the Township of *Escott,* in the District of *Johnstown,* in the Diocese of *Toronto;* and the Petition of *George Hornick* and others, members of the United Church of *England* and *Ireland,* in the Township of *Kitley,* in the Diocese of *Toronto.*

By Mr. *Méthot,*—The Petition of *Luc Michel Cressé,* Esquire, of the Parish of *St. Jean Baptiste de Nicolet.*

By the Honourable Mr. *Morin,*—The Petition of *Louise Armand dite Flamme,* of the Parish of *Longueuil;* and the Petition of *Paschal Lachapelle* and others, inhabitants of the Municipality of *Hochelaga,* in the Parish of *Montreal.*

By Mr. *Prince,*—The Petition of *John Burwell,* of *Port Burwell,* Esquire.

By Mr. *Woods,*—The Petition of *John G. Weir* and others, of *Kent,* in the *Western District;* and the Petition of *James Taylor,* of the Town of *Chatham.*

By Mr. *Watts,*—The Petition of *Christopher Lyster* and others, inhabitants of *Kingsey* and other Townships; the Petition of Lieutenant Colonel *Cox* and others, inhabitants of *Windsor* and other Townships; and the Petition of *Jean Louis Ployart,* Esquire, of the Township of *Durham,* in the County of *Drummond.*

By Mr. *Chabot,*—The Petition of the Reverend *P. M. Mignault* and others, of the Parishes of *St. Joseph* of *Chambly* and *Longueuil.*

By the Honourable Mr. *De Bleury,*—The Petition of *N. B. Desmarteau* and others, of *Montreal.*

By Mr. *Macdonald* of *Kingston,*—The Petition of *G. H. Ryland,* Esquire, Registrar of *Montreal.*

By Mr. *Boulton,*—The Petition of the Reverend *William M'Murray* and others, members of the United Church of *England* and *Ireland,* in the Town of *Dundas,* and Township of *West Gwillimsbury,* in the Diocese of *Toronto;* the Petition of the Reverend *William M'Murray* and others, members of the United Church of *England* and *Ireland,* in the Village and Township of *Ancaster,* in the Diocese of *Toronto;* the Petition of *George T. Grange,* Esquire, Sheriff, and others, of the District of *Wellington;* and the Petition of *Thomas Sanders,* Esquire, and others, of the District of *Wellington.*

By Mr. *Ermatinger,*—The Petition of *John Burwell,* Esquire, of *Port Burwell* (relating to a contemplated Railroad.)

By the Honourable Mr. *Papineau,*—The Petition of *John Parson* and others, members of the Municipal Council of the Townships of *Buckingham* and *Portland,* on the *Ottawa.*

By Mr. *Chauveau,*—The Petition of *Henry Joseph Jameson,* of the City of *Quebec,* Brewer.

Bill to facilitate the conveyance of Real Property, (U. C.)

An Engrossed Bill to facilitate the Conveyance of Real Property in *Upper Canada,* was read for the third time.

Mr. *Macdonald* of *Kingston,* moved, seconded by Mr. *Meyers,* That the following Engrossed Ryder be added to the said Bill, at the end of the Schedules, and do make part thereof.

Ryder.

9. And the said A. B., Wife of the said (*Grantor,*) hereby bars her dower in the said lands.

9. And the said (A. B.) Wife of the said (*Grantor*), for and in consideration of the sum of —— Pounds, of the lawful money of *Canada,* to her in hand paid by the said (*Grantee*), at or before the sealing and delivery of these presents, the receipt whereof is hereby acknowledged, hath granted, and released, and by these presents doth grant and release unto the said (*Grantee*) his heirs and assigns, all her dower, and right, and title, which, in the event of surviving her said husband, she might or would have to dower, in, to, or out of the lands and premises hereby conveyed or intended so to be.

The said Ryder being thrice read, and the question of concurrence being put thereon, it was agreed to by the House.

Resolved, That the Bill do pass, and the title be, "An Act to facilitate the conveyance of Real "Property."

Ordered, That the Honourable Mr. Attorney General *Draper* do carry the said Bill to the Legislative Council, and desire their concurrence.

Petitions read.

Pursuant to the Order of the Day, the following Petitions were read:—

Of *Israel Rice,* of the Township of *Ham,* in the District of *St. Francis;* praying to be indemnified for services rendered to the public.

Of the President and Directors of the City of *Toronto* and Lake *Huron* Railroad Company; praying for certain amendments to their Act of Incorporation, and to be authorized to increase their Capital.

Of *Gabriel Marchand,* Esquire, President, and others, the Officers and Members of the Committee of the Agricultural Society of the County of *Chambly;* praying for certain amendments to the Agricultural Act of last Session.

Of *Joseph Hudon,* President, and *J. B. Martin,* Treasurer, of the Municipality of *St. Paschal;* praying that the section of the 8th *Vict.,* chap. 40, authorizing Municipal Councils to impose a tax on merchants, may be modified.

Of *François Nadeau,* of the City of *Quebec;* praying that he may be provided with the means of putting into operation an invention which he has made to erect Batteries for Cannon.

Of *John M. Quimby* and others, of a part of the Township of *Stanstead;* praying for a reduction in the price of their lands, or that they may be relieved from the payment of back rents and interest.

Of *Osgood Peasley* and others, of the Township of *Bolton;* praying that no division of the said Township may be made, except on certain conditions.

Of *John Macara,* of the City of *Toronto;* praying that the Courts of Law and Equity in *Upper Canada* may be enabled to admit him to practice as an Attorney and Solicitor in *Upper Canada.*

Of the Reverend *G. B. Fuller* and others, members of the United Church of *England* and *Ireland,* in the Parish of *Thorold,* in the Diocese of *Toronto;* of *Thomas Fidler* and others, members of the United Church of *England* and *Ireland,* in the Townships of *Fenelon* and *Verulam,* in the Diocese of *Toronto;* of the Reverend *Frederick Fanquier* and others, members of the United Church of *England* and *Ireland,* in the Township of *Zorra,* in the District of *Brock,* in the Diocese of *Toronto;* of *D. K. Servos,* Esquire, and others, of the Townships of *Saltfleet* and *Binbrook,* in the District of *Gore,* in the Diocese of *Toronto;* of the Reverend *Edward Denroche* and others, members of the United Church of *England* and *Ireland,* in the Mission of *Brockville;* praying that measures may be adopted for vesting in the Church Society of the Diocese of *Toronto,* for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall correspond with their share of the income arising from the same.

Of the Right Reverend the Lord Bishop of *Montreal* and others, members of the United Church of *England* and *Ireland* in the Diocese of *Quebec;* of the Reverend *Samuel S. Wood,* A. M., and others, members of the United Church of *England* and *Ireland,* in the Diocese of *Quebec;* of the Reverend *C. B. Flemming* and others, members of the United Church of *England* and *Ireland,* in the Diocese of *Quebec;* of *Thomas Molson,* Esquire, and others,

Petitions read. members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec;* of the Reverend *William Bond* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec;* and of the Reverend *W. Chadderton* and others, members of the United Church of *England* and *Ireland*, attending the Chapel of *St. Peter's*, in the City and Diocese of *Quebec;* praying that measures may be adopted for vesting in the Church Society of the Diocese of *Quebec*, for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall correspond with their share of the income arising from the same.

Of *Joseph Chaurette* and others, of the Parish of *Ste. Geneviève*, in the County of *Montreal;* complaining of the taxes authorized by the 8th *Victoria*, cap. 41, for the purposes of Education, and praying relief.

Of *Edward M'Naughton* and others, of the Parishes of *Ste. Anne*, *Ste. Geneviève*, and *Pointe Claire;* exposing certain disadvantages which would arise from the making of a road through the said Parishes, along the banks of the River *St. Lawrence*, and the great benefits of an inland road, and praying the serious consideration and the impartial decision of the House thereon.

Of *Robert Jarvis Hamilton*, Esquire, and others, inhabitants of the Town of *Hamilton*, and of the Township of *Barton*, in the District of *Gore;* praying that a certain concession line in the said Township be granted to *Robert Jarvis Hamilton*, Esquire.

Of *Pierre Bellivau*, Esquire, and others, members of the Municipal Council and inhabitants of *Grand River*, in the County of *Gaspé;* praying for aid to construct a Bridge over the *Grand River*.

Of *D. E. Boulton*, Esquire, and others; praying to be incorporated as a Joint Stock Company for the purpose of constructing a Turnpike Road from *Cobourg* to *Port Hope*.

Of *Benjamin Clarke* and others, manufacturers of lumber, residing on the *St. Lawrence* Section in the Province of *Canada;* praying that the salary of the Supervisor of Cullers may be increased.

Of *Henry Ruttan*, Esquire, on behalf of a Public Meeting of the Inhabitants of the District of *Newcastle*; praying that the project of a Railroad from *Quebec* Westward may receive the sanction of the Legislature.

Of *William M'Dougall* and others, of the Township of *Hamilton*, in the District of *Newcastle;* praying that the Act 4 and 5 *Vict.* cap. 10, may be so amended as to enable the inhabitants of the said Township to elect their Township officers, independently of those residing in the Town of *Cobourg*, situated in the said Township.

Of *Joseph Hamel*, Esquire, and others, of the City of *Quebec;* offering certain suggestions with respect to an aid to be granted them for their losses in the late great fires, and praying for their adoption by this House.

Of the Honourable *Henry Black* and others, inhabitants of the City of *Quebec*, and of *St. Ambroise* and other Parishes; praying for an Act to authorize the *Quebec* Turnpike Road Trustees to Macadamize "*L'Ornière* Road" as far as *St. Ambroise*.

Of the Honourable *Peter M'Gill* and others, of the City of *Montreal*; praying to be incorporated for the purpose of exploring and working Copper and other Mines in this Province.

Of the President, Directors, and Company of the Commercial Bank of the *Midland* District; praying for certain amendments to their Act of Incorporation.

Of the Municipal Council of *Hochelaga;* praying for the establishment of distinct Municipalities for the several concessions or *côtes* in the Parish of *Montreal*.

Of *W. B. Jarvis*, Esquire, and others, inhabitants of the City of *Toronto;* praying for the passing of an Act to authorize the formation and establishment Petitions read. of "Building Societies" throughout the Province, under the provisions of the Act incorporating "the *Montreal* Building Society."

Of *James Wallace*, of the Parish of *St. Germain de Rimouski*, formerly Light House Keeper, at *Pointe des Monts;* praying for a Pension for his services as such, being afflicted with Rheumatism contracted in the discharge of his duties.

Of *John Paterson*, and others, of the Township of *West Flamborough*, in the District of *Gore;* praying that no partition be made of the Endowment of King's College, and that the said Endowment be protected from mismanagement.

Of *John Lesslie*, and others, inhabitants of the Township of *West Flamborough*, in the District of *Gore;* praying that the Clergy Reserve Lands be not divided amongst the Religious Sects of the Province, but that the proceeds of the same may be appropriated to the promotion of General Education.

Of *George Shaw*, of the City of *Montreal;* praying that he may receive the reward guaranteed to his father, the late Captain *Shaw*, for his military services.

Of *Jacques Blais* and others, batteaux-men, residing in the City of *Quebec;* praying for a Repeal of Clause XLV. of the Act 7 *Vict.* relating to the Corporation of Trinity House, *Quebec*.

Of the Mayor and Councillors of the City of *Quebec;* praying for the passing of an Act or Acts to enable them to Light the said City with Gas, and to supply it and the parts adjacent with water.

Of the Mayor and Councillors of the City of *Quebec;* praying that a certain space of ground and beach in the said City may be vested in them, for the purposes of the Corporation of *Quebec;* that they be authorized to borrow such sums of money as may be deemed necessary for the improvement of the said space; and that their jurisdiction be extended to both sides of the River *St. Charles*.

Of the Reverend *William Bell*, Moderator, on behalf of the Synod of the Presbyterian Church in *Canada*, in connexion with the Church of *Scotland;* praying that they may have an equitable amount of influence in the management of the University of King's College, and that Queen's College may be incorporated with the said University as a Theological College merely.

Of *A. F. Holmes*, M. D., and others, the Medical Faculty of *M'Gill* College; praying for an aid in support of the said institution.

Of *William Wickes*, A. M., and of *Edward Chapman*, B. A., of the City of *Montreal;* complaining that in consequenee of certain proceedings of the Governors of *M'Gill* College, they have not received their Salaries as Professors thereof for a certain time, and praying relief.

Of the Honourable *Francis Hincks*, President, and others, members of the *St. Patrick's* Society of *Montreal;* praying for an Act of Incorporation.

Of *Jacob L. Vanzandt* and *Juliet Vanzandt*, of the City of *Albany*, in the *United States* of *America;* praying for an Act to enable His Excellency, notwithstanding the Act of 4th and 5th *Victoria*, chap. 100, to grant Letters of Preference to the Petitioners to prosecute the rights of the Crown in respect to lands escheated by the death of the Honourable *Richard Duncan* without heirs.

Of *John M'Bride* and others, of *Upper Canada;* praying that the Act incorporating the *Niagara* and *Detroit* Rivers Railroad Company, may be extended two years.

Of *Josiah Classon*, of the City of *Montreal*; praying to be indemnified for certain losses sustained by him as a Government Contractor, during the late war with the *United States*.

Petitions read. Of the Municipal Council of the District of *Niagara*; praying for a repeal of Sec. 15, Cap. 20, 8 *Vict.*, which gives to two Magistrates of the division, power to open road allowances.

Of the Municipal Council of the District of *Niagara*; praying that the form of Collector's Bonds may be left to the decision of the Municipal Councils.

Of *John Charlton Fisher*, Esquire, L. L. D., President of the *St. George's* Society, of the City of *Quebec*; praying for an Act of Incorporation.

Of Mrs. *Eleanor Teed*, of the City of *Quebec*, Widow of the late *John Teed*; praying that justice may be done to the memory of her late husband and to his Widow and Orphans, by an inquiry into the causes and circumstances of his illegal imprisonment in the year 1837.

Of *J. C. Fisher*, Esquire, L. L. D., President of the Literary and Historical Society of *Quebec*; praying for an aid to procure manuscript documents of the History of *Canada*.

Of the Reverend *Andrew Balfour*, of *Waterloo*, in the District of *Shefford*; praying for aid in support of a Grammar School of which he is master.

Of *Anthony Leslie*, Esquire, Inspector of Licenses, in the District of *Bathurst*; praying for the passing of an Act to indemnify him for having voted at the last Election for the County of *Lanark*, in ignorance of the Law.

Of *P. P. Demaray*, Esquire, Warden, and *Pierre Gamelin*, Esquire, Secretary of the Municipal Council of the Parish of *St. John's, Dorchester*; praying the consideration of the House on certain resolutions adopted by the said Council, with respect to an extension of the powers granted to Municipal Councils.

Of the Reverend *Antoine Parant*, Superior of the Seminary of *Quebec*, and others, inhabitants of "*La Côte de Beaupré*", in the County of *Montmorency*; praying that the Bridge over the *Montmorency* River, be purchased by the Province, and that the roads in that County be placed under the control of the Turnpike Trustees.

Of *Charles Cazeau* and others, of *Quebec*; praying for amendments to the Lumber Act.

Of the Bank of *Upper Canada*; praying for a repeal or reduction of the tax now imposed upon the circulating paper of the Banks of this Province.

Of *H. Burwell* and others, of the Town and District of *London*; praying for an Act to authorize the formation and establishment of Building Societies throughout the Province, under the provisions of the Act incorporating the *Montreal* Building Society.

Of *William Workman* and others, of the City of *Montreal*; praying that the votes at the Municipal Elections of the said City may be taken by ballot.

Of *H. P. Paré* and others, School Teachers of the District of *Montreal*; praying for a Board of Examiners and other provisions.

Of *J. T. Brondgeest*, Esquire, and others, of *Hochelaga*; praying that the Turnpike Gate now situated at the entrance of the said Village, may be removed one mile further north.

Of *George Ball* and others, inhabitants of *Niagara* and other Townships, in the District of *Niagara*; praying that the *Queenston* and *Grimsby* Road be improved according to the first intention of the Board of Works, and not made to pass through the Village of *Jordon*, as petitioned for.

Of *William Charles Hume*, Esquire, and others, inhabitants of the Township of *Orillia*; praying for aid to improve the line of road from the Town of *Orillia* to the Town of *Barrie* and the *Toronto* Road.

Of *W. G. Blanchard*, Esquire, and others, of the County of *Two Mountains*; praying for the passing of an Act to restore the Circuit Court to the Village of *St. Andrews*.

Petitions read. Of the Very Reverend *T. Cooke* and others, the Managing Committee of the Christian School of the Town and Parish of *Three Rivers*; praying that further aid be granted them.

Of *Charles Hubert Lassiseraye*, Teacher of the late Society of Education of the Town of *Three Rivers*; praying that the sum of £200 Currency be allowed him for certain arrears of salary due to him in the foregoing capacity.

Of *James B. J. Hilton* and others, inhabitants of the Township of *Grantham*, in the County of *Lincoln*; praying that a duty of 15 per cent. be imposed on Corn Brooms and on Manufactured Broom Corn imported into this Province from the *United States*.

Of *George Silver* and others, inhabitants of the Township of *Clinton*, in the District of *Niagara*; praying that no partition be made of the endowment of the University of King's College, and that measures be adopted for securing the said endowment from mismanagement.

Of *Absalom Haines* and others, inhabitants of the Township of *Louth*, in the District of *Niagara*; praying that no partition be made of the endowment of the University of King's College, and that measures be adopted to secure the said endowment from mismanagement.

Of the Municipal Council of the District of *Niagara*; praying that property may be rated and assessed according to the actual value of the same in *Upper Canada*.

Of *Charles Hill*, of the Township of *Bertie*, in the District of *Niagara*; praying that the 28th Clause of the Land Act may be repealed, or so amended as to enable him to obtain indemnification for the loss of certain land in the Township of *Rainham*.

Of *James Sill* and others, of the Township of *Walpole*, in the District of *Talbot*; praying that the Township line between *Walpole* and *Woodhouse* may be established according to their Patents.

Of *John De Cow*, senior, and others, of the County of *Haldimand*; praying that no partition be made of the endowment of the University of King's College, and that measures may be adopted to secure the said endowment from mismanagment.

Of *Ronald M'Kinnon* and others, of the Townships of *Seneca* and *Oneida*, in the District of *Gore*; praying that the endowment of the University of King's College be not divided, and that the wasteful expenditure of its funds be prevented.

Of *Edouard Boudreau*, of the Parish of *Baie St. Paul*, in the County of *Saguenay*, Physician; praying for the exclusive privilege of vaccinating in that county.

Of *David Trudel* and others, of the County of *Champlain*; praying for an aid to erect a Bridge over the River *Champlain*, in the said County.

Of *Jean Baptiste Le Bel*, Esquire, and others, of the Village of "*La Misère*," and of the Parish of *St. Ambroise, Jeune Lorette*; praying that the Roads in those Parishes be placed under the controul of the Turnpike Trustees.

Of *John Dillon* and others, of the Parish of *Longue Pointe* and its vicinity; praying for the removal of the present Trustees of the Toll Road leading to the City of *Montreal*, and for the appointment of others in their stead.

Of *Frederic Fraser Carruthers*, Esquire, of the City of *Toronto*; praying for the passing of an Act to authorize the Courts of Queen's Bench and Chancery respectively, to admit him to practice as an Attorney and Solicitor therein.

Of *James Blackburn*, Esquire, and others, Freeholders of the Townships of *Hull* and *Eardley*, in the County of *Ottawa*; praying for aid to Macadamize or Plank the Road leading from the "Union Bridge" to *Aylmer*.

Petitions read.

Of the Mayor and Councillors of the City of *Quebec;* praying that the Act incorporating the said City may be so amended, as to provide for the Election of Assessors under certain circumstances.

Of *Willian Ritchie*, Esquire, and others, the Trustees of the *Sherbrooke* Academy; praying for the usual annual aid in support of the said institution.

Of *R. N. Hall* and the Reverend *William King* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec;* praying that the Church Society of the Diocese of *Quebec* may have the controul of that portion of the Clergy Reserves belonging to the Church of *England* which may be in the said Diocese.

Of the *Montreal* Board of Trade; praying for certain amendments to the Bankrupt Law.

Of the *Montreal* Board of Trade; praying for a certain amendment to the Usury Laws of this Province.

Of *W. B. Simpson* and others, Protestant inhabitants of the Parishes of *St. Polycarpe* and *St. Ignace*, in the County of *Vaudreuil;* praying for certain amendments to the Act relating to Elementary Instruction in *Lower Canada.*

Of the Literary and Historical Society of *Quebec;* praying for aid in support of the said institution.

Of Mrs. *M. H. Mountain*, on behalf of the Committee of Ladies of the Protestant Female Orphan Asylum at *Quebec;* praying for the usual annual aid in support of the said institution.

Of the Reverend *John Cook*, D.D., Minister, and others, Elders and Trustees of *St. Andrew's* Church, in the City of *Quebec;* praying for aid in support of a School in connexion with the said Church.

Of Mrs. *Mary H. Mountain* and other Ladies, the Managers of the Male Orphan Asylum of *Quebec*, in connexion with the Church of *England;* praying for aid in support of the said institution.

Of *E. Dalaire*, Esquire, and others, *Censitaires* of the Seigniory of *Lauzon;* praying for the abolition of Seigniorial Rights.

Of *Simeon Larochelle*, of the Parish of *St. Anselme*, in the County of *Dorchester*, mechanician; praying for aid to enable him to construct a model of a self-acting Battery for Cannon, invented by him, and that he may be protected in the rights and advantages of the said invention.

Of *Oliver Owen* and *Joseph Sifton*, of the Town of *London*, in the District of *London;* praying for an investigation of certain claims held by them against the "Board of Works," which it refuses to pay.

Of *James Dickson* and others, of the *Banlieue* of the Town of *Three Rivers;* praying that they may be separated from the Parish of *Three Rivers*, for the purpose of forming a distinct Municipality.

Of *William Kent* and others, of the Townships of *Toronto* and *Chinguacousy*, in the *Home* District; praying that the Common School Act may be amended.

Petitions referred:

Edward M'Naughton, et al.

Ordered, That the Petition of *Edward M'Naughton* and others, of *Ste. Anne*, *Ste. Geneviève*, and *Pointe Claire*, be referred to the Select Committee, to which was referred the Petition of *E. Guy*, Esquire, and others, residing on the Lower *Lachine* Road, and other references.

Member added to Committee.

Ordered, That Mr. *Jobin* be added to the said Committee.

J. B. Le Bel, Esq., et al.

Honourable H. Black, et al.

Ordered, That the Petition of *Jean Baptiste LeBel*, Esquire, and others, of the Village of *La Misère*, and of the Parish of *St. Ambroise*, *Jeune Lorette;* and the Petition of the Honourable *Henry Black* and others, inhabitants of the City of *Quebec*, and of *St. Ambroise* and other Parishes, be referred to the Select Committee, to which was referred the Petition of *Jean Baptiste Pagé* and others, inhabitants of the Parish of *L'Ancienne Lorette*, and other references.

Benjamin Clark, et al.

John Sharples, Esquire.

Ordered, That the Petition of *Benjamin Clark* and others, Manufacturers of Lumber, residing on the *St. Lawrence* Section, in the Province of *Canada;* and the Petition of *John Sharples*, Esquire, Supervisor of Cullers, of the City of *Quebec*, be referred to the Select Committee, to which was referred the Petition of *William Rogerson* and others, Manufacturers of Lumber of the Province of *Canada.*

John Lesslie, et al.

Ordered, That the Petition of *John Lesslie* and others, inhabitants of the Township of *West Flamborough*, in the District of *Gore*, be referred to the Select Committee, to which was referred the Petition of *George Roe* and others, of the County of *Russell*, and other references.

Anthony Leslie, Esquire.

Honourable F. Hincks, et al.

Ordered, That the Petition of *Anthony Leslie*, Esquire, Inspector of Licenses, in the District of *Bathurst;* and the Petition of the Honourable *Francis Hincks*, President, and others, members of the *St. Patrick* Society of *Montreal*, be referred to the Standing Committee on Private Bills.

Mayor, &c., of Quebec.

Ordered, That the Petition of the Mayor and Councillors of the City of *Quebec*, (relating to the Lighting of the Streets); the Petition of the Mayor and Councillors of the City of *Quebec*, (relating to a certain Space of Ground and Beach); and the Petition of the Mayor and Councillors of the City of *Quebec*, (relating to Assessors); be referred to the Select Committee, to which was referred the Petition of the Mayor and Councillors of the City of *Quebec.*

Members of Church of England.

Ordered, That the Petition of *Francis B. Baker* and others, members of the United Church of *England* and *Ireland*, in the Township of *Leeds*, in the Diocese of *Toronto;* the Petition of *Hugh Allingham* and others, members of the United Church of *England* and *Ireland*, in the Township of *Yonge*, in the Diocese of *Toronto;* the Petition of *William Green*, Esquire, and others, members of the United Church of *England* and *Ireland*, in parts of *Yonge* and other Townships, in the Diocese of *Toronto;* the Petition of the Reverend *G. B. Fuller* and others, members of the United Church of *England* and *Ireland*, in the Parish of *Thorold*, in the Diocese of *Toronto;* the Petition of the Reverend *Frederick Fanquier* and others, members of the United Church of *England* and *Ireland*, in the Township of *Zorra*, in the District of *Brock*, in the Diocese of *Toronto*; and the Petition of *D. K. Servos*, Esquire, and others, of the Townships of *Saltfleet* and *Binbrook*, in the District of *Gore*, in the Diocese of *Toronto;* be referred to the Select Committee, to which was referred the Petition of the Church Society of the Diocese of *Toronto*, and other references.

Messrs Burroughs and Huot.

Ordered, That the Petition of Messieurs *Burroughs* and *Huot*, Prothonotary of the Court of Queen's Bench for the District of *Quebec*, be referred to the Select Committee appointed to enquire into the state of the archives and records in this Province.

Mrs. Eleanor Teed.

Resolved, That the Petition of Mrs. *Eleanor Teed*, of the City of *Quebec*, widow of the late *John Teed*, be referred to a Select Committee, composed of the Honourable Mr. *Aylwin*, Mr. *Chabot*, Mr. *Christie*, Mr. *Taché*, and Mr. *Berthelot*, to examine the contents thereof, and to report

thereon, with all convenient speed; with power to send for persons, papers and records.

Messrs. Wickes and Chapman.

Resolved, That the Petition of *William Wickes*, A. M., and of *Edward Chapman*, B. A., of the City of *Montreal*, be referred to a Select Committee, composed of the Honourable Mr. *Moffatt*, Mr. *Gowan*, the Honourable Mr. *Aylwin*, the Honourable Mr. *DeBleury*, and Mr. *Boulton*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Toronto and Lake Huron Railroad Company.

Resolved, That the Petition of the President and Directors, of the City of *Toronto* and Lake *Huron* Railroad Company, be referred to a Select Committee, composed of the Honourable Mr. Solicitor General *Sherwood*, Mr. *Duggan*, and Mr. *Boulton*, to examine the contents thereof, and to report thereon with all convenient speed, by Bill or otherwise; with power to send for persons, papers, and records.

John Macara.

Resolved, That the Petition of *John Macara*, of the City of *Toronto*, be referred to a Select Committee, composed of Mr. *Macdonald* of *Kingston*, Mr. *Prince*, Mr. *Price*, and Mr. *Meyers*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Municipal Council of Hochelaga.

Resolved, That the Petition of the Municipal Council of *Hochelaga*, be referred to a Select Committee, composed of the Honourable Mr. *Morin*, the Honourable Mr. Attorney General *Smith*, Mr. *Leslie*, the Honourable Mr. *DeBleury*, and Mr. *Lantier*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

George Ball, et al.

Ordered, That the Petition of *George Ball* and others, inhabitants of *Niagara* and other Townships, in the District of *Niagara*, be referred to the Select Committee to which was referred the Petition of the Municipal Council of the District of *Niagara* (relating to a road).

Bank of U. C.

Resolved, That the Petition of the Bank of *Upper Canada* be referred to a Select Committee, composed of Mr. *Boulton*, Mr. *Webster*, Mr. *LeMoine*, Mr. *Thompson*, and Mr. *Macdonald* of *Kingston*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

R. J. Hamilton, Esquire.

Resolved, That the Petition of *Robert Jarvis Hamilton*, Esquire, and others, inhabitants of the Town of *Hamilton*, and of the Township of *Barton*, in the District of *Gore*, be referred to a Select Committee, composed of Mr. *Smith* of *Wentworth*, Mr. *Thompson*, Mr. *Chalmers*, Mr. *Webster*, and Mr. *Price*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Commercial Bank.

Resolved, That the Petition of the President, Directors, and Company of the Commercial Bank of the *Midland* District, be referred to a Select Committee, composed of Mr. *Macdonald* of *Kingston*, Mr. *Webster*, Mr. *Sherwood* of *Brockville*, and Mr. *Meyers*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers and records.

H. Gildersleeve

Resolved, That the Petition of *Henry Gildersleeve* and others, be referred to a Select Committee, composed of Mr. *Macdonald* of *Kingston*, Mr. *Williams*, Mr. *Murney*, Mr. *Meyers*, and Mr. *Smith* of *Frontenac*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

F. F. Carruthers, Esq.

Resolved, That the Petition of *Frederic Fraser Carruthers*, Esquire, of the City of *Toronto*, be referred to a Select Committee composed of Mr. *Gowan*, Mr. *Duggan*, the Honourable Mr. Attorney General *Draper*, and the Honourable Mr. *Morin*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, laid before the House by command of His Excellency, the Administrator of the Government:—

Board of Works.

A Report of the Board of Works, in accordance with the 30th section of the Act 4 and 5 *Victoria*, chapter 38, dated December, 1845.

(*For the said Report, see Appendix N.*)

Also,

Preliminary Report of the Commissioners of Enquiry into the Management of the Board of Works.

(*For the said Report, see Appendix O.*)

And also,

Education, U. C.

Report on a system of Public Elementary Instruction for *Upper Canada*.

(*For the said Report, see Appendix P.*)

West Halton Election.

Mr *Williams*, Chairman of the Select Committee appointed to try the merits of the Petition of *James Durand*, Esquire, complaining of the undue Election and Return of *James Webster*, Esquire, the Sitting Member for the West Riding of the County of *Halton*, reported to the House the following Resolutions, which were again read at the Clerk's table.

Resolved, That it does not appear by the copy of the proceedings under the Commission appointed to receive and take evidence in the matter of the Contested Election for the West Riding of the County of *Halton*, produced before this Committee, that either the Commissioners or the Clerk appointed by them, were duly sworn, in accordance with the provisions of the Statute for the Trial of Controverted Elections in *Upper Canada*, this Committee cannot therefore receive the evidence contained in the said Copy and Return under the said Commission.

Resolved, That the said Commissioners have been guilty of neglect of their duty by not complying with the provisions of the Statute for the Trial of Controverted Elections.

Mr. *Prince* moved, seconded by Mr. *Price*, That *Miles O'Reilly*, *John Ogilvie Hatt*, and *Samuel B. Freeman*, Esquires, Commissioners appointed to take evidence in the matter of the Contested Election for the West Riding of the County of *Halton*, be ordered to attend at the Bar of this House forthwith, to answer for their neglect in not complying with the orders of the House and the Statute, in their proceedings under the Commission upon which they acted, and to bring with them the original minutes of their proceedings under the Commission.

The Honourable Mr. Solicitor General *Sherwood* moved in amendment, seconded by Mr. *Duggan*, that the words "and to bring with them the original "minutes of their proceedings under the Commission," be struck out of the said motion.

West Halton Election.

The Question having been put upon the motion of amendment, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Boulton, Brooks, Cayley, Chalmers, Colvile, Cummings, Daly, DeBleury, Dickson,* Attorney General *Draper, Duggan, Ermatinger, Foster, Gowan, Hale, Hall, Jessup, Macdonald* of KINGSTON, *Meyers, Moffatt, Murney, Papineau, Petrie, Riddell, Robinson, Roblin, Seymour, Sherwood* of BROCKVILLE, Solicitor General *Sherwood, Smith* of FRONTENAC, Attorney General *Smith, Stewart* of BYTOWN, *Stewart* of PRESCOTT, Solicitor General *Taschereau, Viger,* and *Woods*—(36.)

NAYS.

Messieurs *Armstrong, Aylwin, Baldwin, Berthelot, Boutillier, Cameron, Cauchon, Chabot, Chauveau, Christie, Desaunier, DeWitt, Guillet, Jobin, Lacoste, LaFontaine, Lantier, Laterrière, Laurin, Le Boutillier, LeMoine, Leslie, Macdonell* of DUNDAS, *Macdonell* of STORMONT, *M'Connell, Merritt, Méthot, Monro, Morin, Nelson, Price, Prince, Rousseau, Scott, Smith* of WENTWORTH, *Taché, Thompson,* and *Williams*—(38.)

So it passed in the negative.

The question being then put on the main motion, the House divided thereon, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Armstrong, Aylwin, Baldwin, Berthelot, Boutillier, Cameron, Cauchon, Cayley, Chabot, Chalmers, Chauveau, Christie, Cummings, Daly, Desaunier, DeWitt, Dickson,* Attorney General *Draper, Ermatinger, Foster, Gowan, Guillet, Hale, Hall, Jessup, Jobin, Lacoste, LaFontaine, Lantier, Laterrière, Laurin, LeMoine, Leslie, Macdonald* of KINGSTON, *Macdonell* of DUNDAS, *Macdonell* of STORMONT, *M'Connell, Merritt, Méthot, Moffatt, Monro, Morin, Murney, Nelson, Papineau, Petrie, Price, Prince, Riddell, Robinson, Roblin, Rousseau, Scott, Seymour, Sherwood* of BROCKVILLE, Attorney General *Smith, Smith* of WENTWORTH, *Stewart* of BYTOWN, *Stewart* of PRESCOTT, *Taché,* Solicitor General *Taschereau, Thompson, Viger, Williams,* and *Woods*—(65.)

NAYS.

Messieurs *Boulton, Brooks, Colvile, DeBleury, Duggan, Meyers,* Solicitor General *Sherwood,* and *Smith* of FRONTENAC—(8.)

So it was carried in the affimative, and
Ordered, Accordingly.

Private Bills.

The Honourable Mr. *Morin,* from the Standing Committee on Private Bills, presented to the House the Second Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

The "Religieuses du Bon Pasteur" Bill.

Your Committee have considered the Petition of the Very Reverend *Hyacinthe Hudon,* Titulary Canon of the Cathedral of *St. Jacques, Montreal,* &c.; praying for the passing of an Act to incorporate the the Society called the "*Religieuses du Bon Pasteur;*"—Mr. *Hudon* has appeared before them in support of his Petition, and from his evidence (which is appended hereto) they are fully persuaded that the institution is one of a most useful and beneficial nature, and that if the powers for which they apply are granted them, they would be enabled greatly to increase its usefulness; your Committee therefore recommend the same to the favourable notice of your Honourable House.

Woodstock and Port Burwell Railroad.

With respect to the Petition of Colonel *Light* and others, praying to be incorporated for the purpose of constructing a Railroad to connect *Woodstock* with Ports *Burwell* and *Rowan,* your Committee find, upon inquiry, that the Rule of your Honourable House, which requires that notice of the application be duly published, has not been complied with, they cannot therefore recommend a consideration of the Petition.

COMMITTEE ROOM,
6th April, 1846.

Evidence of Very Rev. H. Hudon.

The Very Reverend *Hyacinthe Hudon,* Titulary Canon of the Cathedral of *St. Jacques,* at *Montreal,* and Grand Vicar of the Diocese of *Montreal,* called in and examined.

1. Is the Corporation created by the Act 3 *Will.* 4, c. 35, still in existence, and what is the amount of their property and liabilities?—The Corporation, though legally in existence, has not existed, in fact, for at least four years. They have no property, having transferred the little they had in payment of debts, and I consider that they have no debts now, as I believe the debts have been paid by the person to whom the debt was transferred; the debts amounted to £424 17s. 11d. The Petitioners would have no objection to be charged, in point of law, with the debts of the former Corporation, and in fact, at a meeting of the said Corporation, on 16th January, 1845, it was resolved to transfer all its affairs to the present petitioners, and to apply to the Legislature for the requisite authority. I produce a copy of the resolution to that effect.

Extract from the Book of Deliberations, Rules, and other Official Acts of the Corporation of the *Montreal* Female Penitent Institution.—Folio 17, h. h. b. v. d. m.—T. B. P. S.

Meeting of the 16th January, 1845.

"On this sixteenth day of January, one thousand eight hundred and forty-five, at a meeting of this Corporation, held at the Convent *du Bon Pasteur,* according to notice given yesterday, to all the members present in this City, and at which were present *Monseigneur Ignace Bourget,* Bishop of *Montreal;* Dame *M. Amable Fortier,* wife of the Honourable *D. B. Viger,* President of the said Corporation; Dame *Jos. Ant. Gagnon;* Dame *M. Josephte Leborgne dite Perras;* Dame *Jacques Lafleur;* and Dame *Jos. Paul Lacroix;* it was resolved, that a Petition should be presented to the Legislature, for the purpose of amending the Bill incorporating them under the name of 'The Charitable Institution for Penitent Females,' passed in the third year of the Reign of His late Majesty, King *William* the Fourth, (c. 35) and sanctioned by His Majesty in Council, on the 13th April, 1834, so as to transfer the powers of the said Corporation to the Religious Ladies of *Notre Dame de Charité de Bon Pasteur,* in order that they may, under that name, enjoy the rights and privileges mentioned in the said Bill.

Made and passed, at the Convent *du Bon Pasteur,* on the day and year above written.

(Signed) M. A. F. VIGER,
M. JOSEPHTE LE BORGNE,
ADELAÏDE LAURENT,
Dame JACQUES LAFLEUR.
MARIE CHARLOTTE LA CROIX.
+ Jg. Ev. de *Montreal.*"

(True Copy,)
H. HUDON, *P'tre.*

2. Is the present institution in actual operation, and if so, for what length of time has it been so?—It has been in operation two years; the number of reformed females within its walls is now about thirty-three; there are eighteen ladies connected with the management of the establishment,—they also provide for and educate a number of orphan girls; the whole number of persons in the establishment is about sixty or seventy, and they might, beneficially, be extended to two or three hundred. I consider the institution as tending greatly to the promotion of morality. The property they now hold consists of their House in the *Quebec* Suburbs, and several lots

of land in the City not built upon, and other lots are promised to them. From the nature of the establishment, and the certainty of its extension, I think that a revenue of £1,000, (the amount authorized to be held by the former Corporation,) would be quite inadequate to their necessities, and that £3,000, the amount they are now desirous of holding, is the smallest that could suffice.

Court of Appeals, L. C.

Resolved, That a Select Committee, composed of Mr. *Chabot*, the Honourable Mr. *Aylwin*, the Honourable Mr. *La Fontaine*, Mr. Solicitor-General *Taschereau*, and Mr. *Drummond*, be appointed to inquire, whether the Court of Appeals for *Lower Canada*, constituted by the Act 7th *Victoria*, chap. 18, has performed and executed the duty imposed and prescribed by the 13th section of the said Act, with respect to the making of Rules of Practice for the said Court, and for the Courts of Queen's Bench, and Tariffs of Fees for the Officers of the said Courts; and in case the said section shall not have been complied with, and carried into effect, and obeyed, to inquire why it has not, and to suggest some plan or method of giving effect to it, to report thereon with all convenient speed; with power to send for persons, papers, and records.

Election Bill, L.C.

Ordered, That the Honourable Mr. *LaFontaine* have leave to bring in a Bill to repeal certain Acts therein mentioned, and to regulate Elections in *Lower Canada*, of Members of the Legislative Assembly.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Wednesday the fifteenth instant.

On motion of Mr. *Cummings*, seconded by Mr. *Merritt*,

Entries in Journals read (Petition of Niagara Municipal Council.)

Ordered, That so much of the Entries in the Journals of this House of the Session of 1843, as contain the Petition of the Municipal Council of the District of *Niagara*, on the subject of the selection of a site for a new District Town; the Petition of *John Harris* and others, inhabitants of *Grimbsy* and other Townships, in the District of *Niagara*; and the Reports of the Select Committee, to which the said Petitions were referred; be now read.

The said Entries were read accordingly.

Resolved, That the said Entries be referred to a Select Committee, composed of Mr. *Cummings*, the Honourable Mr. *Robinson*, Mr. *Merritt*, Mr. *Thompson*, and Mr. *Duggan*, to report thereon with all convenient speed; with power to send for persons, papers, and records.

Kingston Incorporation Bill.

Ordered, That Mr. *Macdonald* of *Kingston*, have leave to bring in a Bill to incorporate the Town of *Kingston* as a City.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Standing Orders.

Resolved, That a Select Committee, composed of the Honourable Mr. *Baldwin*, the Honourable Mr. *Moffatt*, the Honourable Mr. Solicitor General *Sherwood*, the Honourable Mr. *Morin*, the Honourable Mr. *Aylwin*, Mr. *Christie*, and Mr. *Williams* be appointed to consider the subject of Standing Orders, Rules, and Regulations of this House, regulating the reference of Petitions; the third reading of Bills; giving notice of amendments to Bills intended to be moved in Committee of the whole on such Bills; and on notices generally: and to prepare and Report Standing Orders, Rules, and Regulations on these subjects, or any of them.

On motion of the Honourable Mr. *Aylwin*, seconded by Mr. *Chabot*,

Address for Light House Expenditure.

Resolved, That an humble Address be presented to His Excellency, the Administrator of the Government; praying that His Excellency will be pleased to direct the proper Officer to lay before this House a Statement of the expenditure of the sum of £5,000 voted at the last Session of this present Parliament, for the erection of Light Houses; distinguishing how much of the said expenditure has been made in relation to Light Houses in the River *St. Lawrence* from *Quebec* downwards.

Ordered, That the said Address be presented to His Excellency, the Administrator of the Government, by such Members of this House as are of the Honourable the Executive Council of this Province.

On motion of the Honourable Mr. *Aylwin*, seconded by Mr. *Chabot*,

Address relative to a Glebe Lot, Bytown.

Resolved, That an humble Address be presented to His Excellency, the Administrator of the Government, praying that His Excellency will be pleased to direct the proper officer to lay before this House, copies of all documents and representations made to the Crown Lands Department, in relation to the purchase by *John Rochester* of *Bytown*, of a certain lot of land in the vicinity of that town, set aside and reserved as a Glebe Lot, for the Church of the United Kingdom of *Great Britain* and *Ireland*; and also, copies of all such representations as may have been made upon this subject by the Reverend *Thomas Strong*.

Ordered, That the said Address be presented to His Excellency, the Administrator of the Government, by such Members of this House as are of the Honourable the Executive Council of this Province.

On motion of Mr. *Meyers*, seconded by Mr. *Hall*,

Cobourg Railroad Bill.

Resolved, That this House do now resolve itself into a Committee of the whole House, to take into consideration the expediency of reviving and amending an Act of the Legislature of the late Province of *Upper Canada*, passed in the fourth year of the Reign of His late Majesty King *William* the *Fourth*, intituled "An Act "to incorporate certain Persons under the style "and title of the *Cobourg* Railroad Company," and for other purposes therein mentioned.

The House accordingly resolved itself into the said Committee.

Mr. *Jessup* took the chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair, and Mr. *Jessup* reported that the Committee had come to a Resolution, which he was directed to submit to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

On motion of Mr. *Colvile*, seconded by Mr. *Macdonald* of *Kingston*,

Petition of Wm. Bowron, et al.

Resolved, That the 66th Standing Order of this House be suspended, in so far as regards the Petition of *William Bowron* and others, of the Townships of *Godmanchester* and *Hinchinbrook*, in the County of *Beauharnois*.

Ordered, That the said Petition be referred (*de novo*) to the Standing Committee on Private Bills.

Historical Society, Quebec.

Ordered, That the Petition of the Literary and Historical Society of *Quebec*, praying for an aid in support of the said Institution, be printed for the use of the members of this House.

Magdalen Islands Bill.

The Order of the Day for the second reading of the Bill relating to the *Magdalen* Islands, in the Gulf of *St. Lawrence*, and to enable the inhabitants, householders thereof, to establish a Municipal Council in the said Islands, being read;

The said Bill was accordingly read and referred to a Select Committee, composed of Mr. *Christie*, Mr. *LeBoutillier*, Mr. *Taché*, the Honourable Mr. *Laterrière*, and Mr. *Hale*, to report thereon, with all convenient speed; with power to send for persons, papers, and records.

Instruction to Committee.

Ordered, That it be an instruction to the said Committee to enquire whether the dispositions of the said Bill could be advantageously extended to the new settlements in the County of *Saguenay* and the territory of the *Madawaska*; and also about the means of extending to those parts the benefit of the Provincial Statute, establishing Commissioners for the trial of Small Causes, and the Statute for the promotion of Elementary Education in *Lower Canada*.

Gaspé Marriages, &c. Bill.

The Order of the Day for the second reading of the Bill to make provision for the legal proof and preservation thereof, of certain informal marriages had, anterior to a certain date therein mentioned, before Justices of the Peace and others, in the Inferior District of *Gaspé*, as ratified by Act of the Legislature of *Lower Canada*, but whereof no register or records have been kept, and for recording the same, including also certain births, or baptisms, and burials, in the said District, being read;

The said Bill was accordingly read, and referred to the Select Committee to which was referred the *Magdalen* Islands Bill.

Gaspé Municipalities Bill.

The Order of the Day for the second reading of the Bill relating to certain Municipalities in *Gaspé*, not regularly established, according to Law, and to remedy the defect, and for other purposes, being read;

The said Bill was accordingly read, and referred to the Select Committee to which was referred the *Magdalen* Islands Bill.

Gaspé Administration of Justice Bill.

The Order of the Day for the second reading of the Bill for the better administration of Justice in the general Sessions of the Peace for *Gaspé*, and to prevent charges upon the Treasury of the Province, for unnecessarily summoning Jurors thereto being read;

The said Bill was accordingly read, and referred to the Select Committee to which was referred the *Magdalen* Islands Bill.

Sale of Lands, U. C.

The Order of the Day for the House in Committee to take into consideration Resolutions for the repeal of certain parts of the Imperial Act, relating to the disposal or sale of lands in *Upper Canada*, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Price* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair,

And Mr. *Price* reported, that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, That the said Committee have leave to sit again on Monday next.

Trial by Jury.

The Order of the Day for the House in Committee for the consideration of certain resolutions to extend the right of Trial by Jury in certain cases, in *Upper Canada*, being read;

Ordered, That the said Order of the Day be postponed until Monday next.

Great Western Railroad Bill.

The Order of the Day for the second reading of the Bill to alter and amend the Charter of the Great Western Railroad Company, being read;

Ordered, That the said Bill be read a second time on Monday next.

The Order of the Day for the second reading of the Bill to incorporate a Company to extend the Great Western Railroad from *Hamilton* to *Toronto*, being read;

The said Bill was accordingly read and referred to the Select Committee on Railroads.

Vidal's Relief Bill.

The Order of the Day for the second reading of the Bill to vest in *Richard E. Vidal*, his heirs and assigns, the Government allowance for a Road across certain Lots of Land in the Township of *Sarnia*, in the Western District, now belonging to him, being read;

The said Bill was accordingly read, and referred to the Standing Committee on Private Bills.

Then, on motion of the Honourable Mr. Attorney General *Draper*, seconded by Mr. *Prince*,

The House adjourned.

Martis, 7° die Aprilis.

ANNO NONO, VICTORIÆ REGINÆ, 1846.

St. Lawrence and Atlantic Railroad.

MR. SPEAKER laid before the House, a Statement of the affairs of the *St. Lawrence* and Atlantic Railroad Company for the year ending 17th March, 1846, received in conformity to the Act 8, *Vic.* cap. 25, as follows:—

St. Lawrence and Atlantic Railroad.

STATEMENT OF MONIES received and disbursed by the *St. Lawrence* and *Atlantic* Railroad Company, Incorporated by Act of the Provincial Parliament, 8 *Vic.* cap. 25, for the year ending 17th March, 1846:—

		£ s. d.	£. s. d.	£ s. d.
1846. 17th March	To amount received to this date on account of first call on 6127 Shares	... ...	... ...	17795 10 9
	DEDUCT—			
	Disbursements of Mr. *Galt* on his mission to *England*. For advertizing, printing, engraving, postages, and other disbursements ...	474 2 9		
	Travelling expenses between 14th June and 31st December, 1845...	303 3 5		
		777 6 2 Stg.		
	at the current rate of exchange when paid	... ...	963 14 5	
	Disbursements of the *London* Committee	... ...	928 12 6	
	Secretary's salary to the 31st December, 1845	... ...	150 0 0	
	Advertising and other printing in *Canada*	... ...	42 9 9	
	Professional fees	... ...	15 0 0	
	Stationery, postage, Corporation seal, and other petty disbursements ...	... ...	68 1 9	
		... ...		2167 18 5
				£15627 12 4

(Errors Excepted.) THOMAS STEERS, *Secretary.*

St. Lawrence and Atlantic Railroad.

I, *Thomas Steers*, Secretary to the *St. Lawrence* and Atlantic Railroad Company, being duly sworn, declare, that the foregoing is a correct Statement of the receipts and disbursements of the said Company for the year ending the 17th March, 1846, to the best of my knowledge and belief.

THOMAS STEERS.

Office of the *St. Lawrence* and Atlantic Railroad Company, *Montreal*, 28th March, 1846.

Sworn before me at *Montreal* this 30th day of March, 1846.

J. BELLE, *J. P.*

Also,

Quebec Library Association.

Report of the *Quebec* Library Association for the year 1845, as follows:—

The Board of Directors of the *Quebec* Library Association, in accordance with the 8th Clause of the Act Incorporating the said Association, passed at the last Session of Parliament, 17th March, 1845, to wit:—

"VIII. And be it enacted, that the said Corpo- "ration shall be bound to transmit yearly, to each of "the three branches of the Legislature during the "first fifteen days of the Session thereof, a detailed "account of their revenues and expenditures, shewing "also the nature and extent of the immoveable pro- "perty possessed by them, and the revenue derivable "therefrom,"

Respectfully state that the revenue of the Association for the past year amounted to £455 15s. 6d., obtained as follows:—

	£	s.	d.
To balance on hand, 2nd January, 1845 ...	105	14	11
Subscriptions collected from 399 Members	320	7	6
do do for the year 1846 ...	26	0	0
Amount received for paper sold, &c. ...	3	13	6
	£455	15	6

And that the expenditure of the Society was £364 12s. 11d. in detail as follows:—

	£	s.	d.
By Cash paid for books	48	11	1
do papers and periodicals ...	67	16	5
do binding	5	11	11
do printing and advertising ...	16	5	9
do salaries of Librarian and Superintendant	103	6	8
do light and fuel	46	13	5
do insurance	7	10	0
do postages	21	0	5
do sundries	14	5	0
do lecture room	10	11	4
do collecting subscriptions ...	0	5	0
do repairs to building	1	11	0
do incidental expences ...	21	0	4
	364	12	11
Balance in City Bank	91	2	7
	£455	15	6

And that the Association is not yet possessed of any immoveable property.

All which is humbly and most respectfully submitted.

J. C. FISHER, L. L. D.
President, Q. L. A.

Quebec, 27th March, 1846.

Also,

Insane and Foundlings.

Report of the Insane and Foundlings in the General Hospital, (*Sœurs Grises*) *Montreal*, from 1st July, 1844, to 1st January, 1846; and the Report of the Commissioners for the relief of Insane and Invalid Persons in the District of *Quebec*, with Estimate of Expenditure for Invalids and Foundlings from 1st January to 31st December, 1846.

(*For the said Reports see Appendix Q.*)

Petitions laid on the table.

The following Petitions were severally brought up and laid on the table:—

By Mr. *Armstrong*,—The Petition of *François X. Lambert* and others, from near *Lake Mandeville*, in the District of *Three Rivers*; and the Petition of *Charles Emond*, Esquire, President and others, Administrators of the Academy of *Berthier*, in the District of *Montreal*.

By Mr. *Cameron*,—The Petition of the Reverend *M. M'Donagh*, of *Perth*, in the District of *Bathurst*; the Petition of *John A. Gemmill* and others, of the District of *Bathurst*; the Petition of *William Bowes*, of the 5th Concession, of the Township of *Ramsay*, in the District of *Bathurst*; and the Petition of *John Ritchie* and others, Trustees of the Baptist Church of *Perth*, in the County of *Lanark*.

By Mr. *Watts*,—The Petition of *S. Jones* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*.

By Mr. *Chalmers*,—The Petition of *Caleb Hopkins*, Esquire, and others, of *Hamilton*, and of *Trafalgar*, and other Townships, in the District of *Gore*; the Petition of *Joseph Ireland* and others, of the Township of *Nelson*, in the District of *Gore*; and the Petition of *J. P. Gage* and others, of the Townships of *Nelson* and *Saltfleet*, in the District of *Gore*.

By Mr. *Cummings*,—The Petition of *Abraham Schooley* and others, of *Humberston*, in the District of *Niagara*; and the Petition of *John Graybill*, Esquire, and others, of the Township of *Wainfleet*, in the District of *Niagara*.

By Mr. *Brooks*,—The Petition of the Reverend *Henry Wilkes*, A.M., and other Ministers of the Gospel, constituting the Ministerial Association of the City of *Montreal*.

By the Honourable Mr. *Moffatt*,—The Petition of the Reverend *William Dawes* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*; and the Petition of *Robert Fleming Gourlay*.

By Mr. *Williams*,—The Petition of *James W. Sharrard* and others, of *Pickering*, and other Townships, in the *Home* District.

By the Honourable Mr. *Robinson*,—The Petition of the Reverend *John A. Mulock* and others, members of the United Church of *England* and *Ireland*, in the Townships of *Tiny* and *Tay*, in the District of *Simcoe*, in the Diocese of *Toronto*.

By Mr. *Prince*,—The Petition of Mrs. *Catherine M'Lennan*, widow of *Hugh M'Lennan*, late doorkeeper to the Legislative Assembly.

By Mr. *Boulton*,—The Petition of Mrs. *Julia Bell*, of the City of *Toronto*, widow of the late *Æneas Bell*.

Petitions referred: Rev. W. Bell.

Ordered, That the Petition of the Reverend *William Bell*, Moderator, on behalf of the Synod of the Presbyterian Church, in *Canada*, in connection with the Church of *Scotland*, be referred to the Select Committee to which was referred the Petition of *George Roe* and others, of the County of *Russell*, and other references.

Talbot Municipal Council.

Ordered, That the Petition of the Municipal Council of the District of *Talbot*; and the Petition of *D. M'Dougal* and others, freeholders and inhabitants of *Upper Canada*, be referred to the Select Committee on Railroads.

Wild Fowl Protection Bill

Mr. *Taché*, from the Select Committee to which was referred the Petition of the Honourable *Antoine Gaspard Couillard* and others, of the County of *L'Islet*, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Wild Fowl Protection Bill

Your Committee having taken into their consideration the Petition referred to them, have the honour to report, that the prayer of the said Petition ought to be granted, and measures adopted to meet the views of the Petitioners.

Ordered, That Mr. *Taché* have leave to bring in a Bill for the better preservation of certain Wild Fowl, in the County of *L'Islet*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Private Bills.

The Honourable Mr. *Morin* from the Standing Committee on Private Bills, presented to the House the third Report of the said Committee; which was again read at the Clerk's table, and is as followeth:

Unitarians.

Your Committee have considered the Petition of the Reverend *W. Adam* and others, of *Toronto*, praying that the Societies of Unitarian Christians may be placed upon an equality with other religious bodies, and have decided to recommend the prayer thereof, so far as relates to the Congregation of Unitarian Christians in the City of *Toronto* only.

Margaret Havener.

Your Committee have also considered the Petition of *Margaret Havener*, praying for a pension, her husband having been killed at *Odelltown* during the Rebellion; but they consider that the subject of the Petition is more properly one for the consideration of the Executive Government, and they therefore abstain from giving an opinion as to its merits.

R. E. Burns.

The Petition of *Robert Easton Burns*, Esquire, Judge of the *Home* District Court, praying to be permitted to practise as a Barrister and Counsel in the Courts of Equity, has also come under their consideration; Your Committee are aware of the propriety, as a general principle, of confining the Judges exclusively to the duties of their office, but they have ascertained that in the present case the prayer of the Petitioner may be granted without any concurrence of jurisdiction, and without any interference with, or prejudice to, his official duties, and also without obliging him to leave *Toronto*, where his principal duties as a Judge are to be exercised; they therefore recommend it to the favourable consideration of your Honourable House.

Niagara Plank Road.

They have also examined the Petition of *Charles Richardson*, Esquire, and others, praying that the Act incorporating the *Niagara* and Ten Mile Creek Plank Road Company may be so amended as to allow them to alter the place of termination of the said road in the Town of *Niagara*, and to authorise them to make a water course from the *Welland* Canal to *Niagara*; and they perceive upon inquiry, that the notice given by the Petitioners, applies only to the latter part of the above prayer; but Mr. *Dickson*, a Member of Your Honourable House, who has charge of the Petition, having informed the Committee that the other object may remain over for the present, without detriment to the interests of the Company, they therefore recommend that that part of the prayer of the Petition which relates to the construction of a water course from the *Welland* Canal to *Niagara* be complied with, upon condition that the Company enter into such arrangements as may be necessary with the Board of Works.

Beauharnois Plank Road.

The Petition of *William Bowron* and others, praying to be incorporated as the *Beauharnois* Plank Road Company, having again been referred to your Committee, and the rules of your Honourable House relating to the publication of notice having been suspended, so far as relates to the said Petition, your Committee have accordingly considered the same, and are convinced of the usefulness of the undertaking; but as it is the first instance of a toll road being prayed for in *Lower Canada*, as far as your Committee are aware, they recommend that the matter be well considered in entertaining the Bill that may be presented to your Honourable House in relation thereto. They would suggest that at any time hereafter the Government should have power to assume to itself the contemplated road, upon paying five per cent. over the estimated value thereof at the time. Also, that the maximum of tolls be fixed in the Bill, and generally that the provisions for protecting the public interests, inserted in the late Acts for erecting toll bridges, be applied to this case as far as practicable. Beauharnois Plank Road.

Your Committee, while on this subject, feel it their duty to call the attention of your Honourable House to the propriety of adhering strictly to the standing orders concerning notices and publications, in matters of tolls and exclusive privileges, as the interests of third parties might otherwise frequently be interfered with, much to their prejudice, and without their knowledge.

Magdalen Islands.

Mr. *Christie*, from the Select Committee to which was referred the Petition of *Joseph Cormier*, Esquire, and others, of the *Magdalen* Islands, in the County and District of *Gaspé*, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Your Committee have taken into consideration the Petition of *Joseph Cormier* and others, inhabitants of the *Magdalen* Islands, in the Gulf of *St. Lawrence*, earnestly praying, for the reasons set forth in their Petition, that those Islands be not detached from this Province and annexed to the neighbouring Province or Government of *Prince Edward's* Island; and your Committee are of opinion that the prayer of the Petition ought to be granted, and accordingly recommend, that an humble Address be presented to His Excellency, the Administrator of the Government, requesting that His Excellency will be graciously pleased to interpose his good offices with the Home Government in behalf of the inhabitants of those Islands,—for the most part *Acadians* of *French* origin, descendants of the colonists of *L'Acadie* (now the Province of *Nova Scotia*), originally colonized by *France*, whose religion, language, usages, and interests, are identified with those of the majority of the inhabitants of *Lower Canada*—to prevent the annexation they apprehend, of those Islands, to the Government of *Prince Edward's* Island, and that the concurrence of the Honourable the Legislative Council be requested to the Address of your Honourable House, to His Excellency on this subject.

Marriages and Baptisms Bill, (Presbyterian Synod.)

Mr. *Colvile*, from the Select Committee to which was referred the Petition of *Isaac Law* and others, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Your Committee have considered the said Petition, which prays that the laws relating to the solemnization and registering of marriages, and registering baptisms, be so amended as to extend the privileges thereof to the Associate Presbyterian Synod of *North America*, and they beg leave to recommend that the prayer thereof be granted.

Ordered, That Mr. *Colvile* have leave to bring in a Bill to enable the Ministers of the Associate Presbyterian Synod of *North America* to keep Registers of Baptisms, Marriages, and Burials, performed by them, and for other purposes.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Report on Printing.

Mr. *Gowan*, from the Standing Committee on Printing and Binding, presented to the House the

Report on Printing.

First Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Your Committee met on the second instant, and caused to be inserted in each of the Newspapers published in this City, an Advertisement for Tenders for the Daily Printing of your Honourable House.

Your Committee again assembled on this day, when they had laid before them three Tenders only, as follows:—

	Composition per 1000 ems.	Press Work per Token.
From Messrs. Desbarats and Derbishire, in English and French	1 9	2 0
From Messrs. Campbell and Perrault, in English and French...	1 7¾	1 10½
From Messrs. Lovell and Gibson, in English and French	1 7	1 8

Your Committee have unanimously resolved to accept the Tender of Messrs. Lovell and Gibson, both on account of its being the lowest, and on account of their having performed the printing of the last Session in an expeditious and creditable manner, and to the satisfaction of your Honourable House.

Your Committee beg to remark, that, as compared with former Tenders, for work done for your Honourable House, the Tender now recommended for your adoption is considerably lower.

Ordered, That the said Report be taken into consideration on to-morrow.

Niagara Suspension Bridge Bill.

Ordered, That Mr. *Merritt* have leave to bring in a Bill for erecting an international Bridge over the *Niagara* River, at or near the Falls of *Niagara*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Wednesday, the fifteenth instant.

Burn's Relief Bill.

Ordered, That Mr. *Duggan* have leave to bring in a Bill for the Relief of *Robert Easton Burns*, Judge of the *Home* District Court.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

On motion of Mr. *Williams*, seconded by Mr. *Prince*,

West Halton Election.

Resolved, That the Select Committee appointed to try the merits of the Petition of *James Durand*, Esquire, complaining of the undue Election and Return of *James Webster*, Esquire, the Sitting Member for the West Riding of the County of *Halton*, have leave to adjourn until Friday, the seventeenth day of April, instant, at ten o'clock in the forenoon, for the cause assigned in the first resolution reported by the said Committee, to this House, at its last sitting.

Unitarians Relief Bill.

Ordered, That Mr. *Price* have leave to bring in a Bill to afford relief to a certain religious congregation, at *Toronto*, denominated Unitarian Christians.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

On motion of the Honourable Mr. *Aylwin*, seconded by the Honourable Mr. *Baldwin*,

New Brunswick Boundary Line.

Resolved, That an humble Address be presented to His Excellency, the Administrator of the Government, praying that His Excellency will be pleased to communicate to this House, such documents as may properly and conveniently be made public, in relation to the Boundary Line between *Canada* and *New Brunswick*.

Ordered, That the said Address be presented to His Excellency, the Administrator of the Government, by such Members of this House as are of the Honourable the Executive Council of this Province.

On motion of the Honourable Mr. Attorney General *Smith*, seconded by the Honourable Mr. *Cayley*,

Trinity Houses Quebec and Montreal.

Resolved, That this House do now resolve itself into a Committee of the whole House, to take into consideration the expediency of repealing the Acts and Ordinances of *Lower Canada*, establishing the Trinity Houses of *Quebec* and *Montreal*, and regulating Pilots and Pilotage, with a view to the substitution of further enactments on the same subject.

The House accordingly resolved itself into the said Committee.

Mr. *Murney* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair, and Mr. *Murney* reported that the Committee had come to a Resolution, which he was directed to submit to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

On motion of Mr. *Cameron*, seconded by Mr. *Lantier*,

Clergy Reserves.

Resolved, That an humble Address be presented to His Excellency, the Administrator of the Government; praying that he may be pleased to lay before this House copies of any correspondence, memoranda, or recommendations that may have taken place between the Government of this Province, and the Colonial Secretary, on the subject of the sale or management of the Clergy Reserves.

Ordered, That the said Address be presented to His Excellency, the Administrator of the Government, by such Members of this House as are of the Honourable the Executive Council of this Province.

On motion of Mr. *Chauveau*, seconded by Mr. *Sherwood* of *Brockville*,

Oxford Election.

Resolved, That for the reasons stated by the Chairman, to wit:—"the permission given this day to the Parties to adduce evidence in relation to the list of objected votes, and the distance at which the witnesses to be brought for that object reside;" the Select Committee appointed to try the merits of the Petition of the Honourable *Francis Hincks*, of the City of *Montreal*, complaining of the undue Election and Return of *Robert Riddell*, Esquire, Sitting Member for the County of *Oxford*, have leave to adjourn until Tuesday the twenty-first day of April instant, at the hour of nine o'clock, A. M.

Huron Rates and Taxes Bill.

Ordered, That the Honourable Mr. *Cayley* have leave to bring in a Bill to provide for the recovery of the rates or taxes intended to be imposed by certain By-laws of the District Council of the District of *Huron*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next.

Toronto Building Society Bill.

Ordered, That Mr. *Boulton* have leave to bring in a Bill to extend the provisions of the Act, incorporating the *Montreal* Building Society to the several Cities and Towns in *Upper Canada*.

He accordingly presented the said Bill to the House, and the same was received and read for the

first time, and ordered to be read a second time on Monday next.

Consolidated Revenue Fund

Resolved, That the Accounts and Statements respecting the Income and Expenditure of the Consolidated Revenue Fund of the Province of *Canada*, for the year 1845, as laid before this House, by command of His Excellency, the Administrator of the Government, on the 3d instant; be referred to a Select Committee of eleven Members, to examine and report thereon with all convenient speed, and from time to time, if they shall see fit; with power to send for persons, papers, and records; and that the said Committee be composed of Mr. *Christie*, the Honourable Mr. *Moffatt*, the Honourable Mr. *Robinson*, Mr. *Hale*, Mr. *Leslie*, Mr. *DeWitt*, Mr. *Petrie*, Mr. *Brooks*, Mr. *Cameron*, Mr. *LeMoine*, and Mr. *Thompson*.

Instruction to Committee.

Ordered, That it be an Instruction to the said Committee to resume the examination of such accounts as have remained unexamined from the last Session.

Adjournment.

The Honourable Mr. *LaFontaine* moved, seconded by Mr. *Leslie*, that when this House doth adjourn on Thursday next, it will adjourn until the Monday following.

Mr. *Prince* moved in amendment, seconded by Mr. *Johnston*, that the word "Monday" in the said motion be struck out, and the word "Tuesday" substituted.

The question having been put on the motion of amendment, it passed in the negative.

The question being then put on the main motion, it was agreed to, and

Ordered, Accordingly.

Orders postponed.

Ordered, That the Orders of the Day be postponed until to-morrow,

Then, on motion of the Honourable Mr. *Viger*, seconded by Mr. *Gowan*,

The House adjourned.

Mercurii, 8° die Aprilis.

ANNO NONO, VICTORIÆ REGINÆ, 1846.

Petitions laid on the table.

The following Petitions were severally brought up and laid on the table.

By Mr. Solicitor General *Taschereau*,—The Petition of *William Dawson* and others, of the County of *Dorchester*.

By Mr. *Rousseau*,—The Petition of *J. O. Chevrefils*, Esquire, and others, inhabitants of the County of *Yamaska*.

By Mr. *Cummings*,—The Petition of *Archibald Thompson*, Esquire, and others, inhabitants of the Township of *Stamford*, in the District of *Niagara*.

By Mr. *Webster*,—The Petition of *James K. Andrews* and others, inhabitants of the Township of *Dumfries*, in the District of *Gore*.

By Mr. *Jessup*,—The Petition of *William Gibson*, Esquire, and others, freeholders of the Township of *Edwardsburgh*.

By Mr. *Chabot*,—The Petition of *William Power* and *Jean Casimir Bruneau*, Esquires, Circuit Judges in and for the District of *Quebec*.

By Mr. *Roblin*,—The Petition of *James Carpenter* and others, of *Demorestville* and its vicinity; and the Petition of *Thomas Morgan* of *Hallowell*, in the District of *Prince Edward*.

Petitions read.

Pursuant to the Order of the Day, the following Petitions were read:—

Of *Francis Small* and others, of the County of *Halton*; praying that no division be made of the Clergy Reserve Lands of the Province.

Petitions read.

Of *George S. Alton* and others, of the Township of *Nelson*, in the District of *Gore*; praying that the duties imposed on Agricultural Produce coming into *Canada*, may be continued.

Of *P. Besse* and others, of the Parish of *Chambly*, in the County of *Chambly*; praying for amendments to the Winter Road Act.

Of *Donald Mathison* and others, of the Congregation of *Richmond*, belonging to the Presbyterian Church of *Canada*, in connexion with the Church of *Scotland*; praying that the Bill introduced into Parliament during the last Session, relating to the Constitution and Management of King's College, may be passed into a law.

Of *Patrick Wallace* and others, of *Cobourg*; praying to be incorporated as the "*Cobourg* Manufacturing Company," for the purpose of manufacturing Paper.

Of the Honourable *Gabriel Roy* and others, of *La Côte St. Laurent*, in the Parish of *St. Laurent*; praying for an extension of the Ordinance 3rd *Vict.* chap. 31, so as to include a certain piece of Road within the jurisdiction of the Road Trustees.

Of *James Kerby* and others, of the Township of *Bertie*, in the District of *Niagara*; praying that the District Town may be removed to Port *Robinson*.

Of *Thomas O. Parry* and others, of the Township of *Gainsboro'*, in the District of *Niagara*; and of *Samuel Birdsall*, Esquire, and others, of the Township of *Canboro'*, in the District of *Niagara*; praying for the removal of the District Town to a more central part other than *St. Catherines*.

Of *Ozias Buchner* and others, of the Township of *Crowland*, in the District of *Niagara*; praying that the District Town may be removed to *Port Robinson*.

Of *William Edwards* and others, inhabitants of the Township of *Clarence*, in the *Ottawa* District; praying that the Sectarian Character of the University of King's College be abolished, that the Funds be not divided amongst the different religious denominations, and that Chairs for Agriculture, Chemistry, and Political Economy, be established therein.

Of *Gersham Cutlin* and others, members of the United Church of *England* and *Ireland*, in the Township of *Lansdowne*, in the Diocese of *Toronto*; of the Reverend *William M'Murray* and others, members of the United Church of *England* and *Ireland*, in the Village and Township of *Ancaster*, in the Diocese of *Toronto*; of the Reverend *A. F. Atkinson* and others, members of the United Church of *England* and *Ireland*, in the Township of *Grantham*, in the District of *Niagara*, in the Diocese of *Toronto*; of *William Graham* and others, members of the United Church of *England* and *Ireland*, in the Township of *Escott*, in the District of *Johnstown*, in the Diocese of *Toronto*; of *George Hornick* and others, members of the United Church of *England* and *Ireland*, in the Township of *Kitley*, in the Diocese of *Toronto*; of *M. Cowan* and others, members of the United Church of *England* and *Ireland*, in the Townships of *Uxbridge* and *Brock*; and of the Reverend *William M'Murray* and others, members of the United Church of *England* and *Ireland*, in the Town of *Dundas*, and Township of *West Gwillimbury*, in the Diocese of *Toronto*; praying that measures may be adopted for vesting in the Church Society of the Diocese of *Toronto*, for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall correspond with their share of the income arising from the same.

Of *J. Taylor*, Esquire, and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*; and of *John Borrowdale* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*; praying that measures may be adopted for vesting in the Church Society of the Diocese of *Quebec*, for the benefit of the said Church, such a portion of the Clergy Reserve Lands, as

Petitions read. shall correspond with their share of the funds arising from the same.

Of *Thomas Gibbs Ridout*, Esquire, and others, members of the *Toronto* Mechanics' Institute; praying for an Act of Incorporation.

Of *E. P. Wilgress* and others, Protestant inhabitants of the Parish of *St. Michael's, Lachine;* praying for certain amendments to the Act to provide for Elementary Instruction in *Lower Canada.*

Of *D. D. Calvin* and others, inhabitants of the Township of *Wolfe Island;* praying to be exempted from the operation of the Act of last Session relating to Ferries.

Of *Charles G. Cody* and others, of the Township of *Dereham*, in the District of *Brock;* praying that the Clergy Reserve Lands may not be placed under the control of any Ecclesiastical Corporation.

Of *Richard D. Fraser*, Esquire, of *Edwardsburgh*, in the District of *Johnstown;* praying for remuneration and support in consideration of the Military services rendered by him.

Of *Luc Michel Cressé*, Esquire, of the Parish of *St. Jean Baptiste de Nicolet;* praying that a law may be passed to enable him to dispose of his deeds (*Greffe*), as he is about to leave the Province.

Of *Louise Armand dite Flamme*, of the Parish of *Longueuil;* praying for a Pension in consideration of the death of her Husband, occasioned by a wound received while serving as a Militiaman during the late War with the *United States.*

Of *John Burwell*, of *Port Burwell*, Esquire; praying for the payment of his claim for Stock held in the *Port Burwell* Harbour Company, surrendered to Government by the said Company.

Of *Paschal Lachapelle* and others, inhabitants of the Municipality of *Hochelaga*, in the Parish of *Montreal;* praying that the said Municipality may be divided into five distinct Municipalities.

Of *John G. Weir* and others, of the County of *Kent*, in the *Western* District; praying that the County of *Kent* be set apart as a separate District, and that *Chatham* be the District Town.

Of *George I. Grange*, Esquire, *Sheriff*, and others, of the District of *Wellington;* praying that no measure may be passed to destroy the religious character, or to invade the chartered Rights of the University of King's College.

Of *Benjamin Coffin* and others, inhabitants of *Gaspé;* praying that an Act be passed for proving and registering Marriages solemnized in the said District previous to 1821 by Dissenting Clergymen and before Justices of the Peace, as well as Births and Burials.

Of *Thomas Sanders*, Esquire, and others, of the District of *Wellington;* praying that each denomination may have the control of its proportion of the Clergy Reserve Lands, and that the rights of the present occupants be guarded by certain Legislative provisions.

Of *Calvin Gates* and others, of the Townships of *Walpole* and *Rainham*, in the District of *Talbot;* praying for the construction of a Harbour at *Sandusky* Creek, either by a grant or by incorporating a Company for that purpose.

Of *John S. Moriarty*, Esquire, and others, of *Percé* and parts adjacent, in the County of *Gaspé;* praying that an Act be passed for proving and registering Marriages solemnized in the said District previous to 1821, by Dissenting Clergymen and before Justices of the Peace, as well as Births and Burials.

Of *Thomas Steel* and others, of the Townships of *Shipton* and *Melbourne*, and their vicinities, in the County of *Sherbrooke;* praying for a further aid, if necessary, to build the proposed Bridge across the River *St. Francis*, between *Melbourne* and *Richmond*, sufficiently strong for the passage of Rail-cars, and that the *Quebec* and *Melbourne* Railroad Company be empowered to use the said Bridge. Petitions read.

Of the Reverend *P. H. Harkin* and others, inhabitants of the District of *St. Francis;* praying that more adequate provision be made for the Insane in this Province.

Of *Thomas C. Allis* and others, inhabitants of the Township of *Shipton*, in the District of *St. Francis;* praying that certain amendments be made to the present Charter of the University of King's College.

Of *Samuel Wood* and others, Agriculturists; praying that provision be made for a Professor's Chair in Chemistry, in its application to Agriculture in the University of King's College, and for the establishment of Model Farms in each District.

Of *James H. Comins*, of *St. Catherines*, in *Upper Canada;* complaining that he has not received the remuneration promised him for his services in *Canada* during the last War with the *United States*, and praying relief.

Of *David Rintoul* and others, of the Township of *Beverley*, in the District of *Gore;* praying that the Clergy Reserve Lands be not divided, as petitioned for, but that the proceeds thereof may be appropriated to the promotion of general education.

Of *S. Vining* and others, of the Township of *Nissouri*, in the District of *Brock;* of *Thomas M'Lean* and others, of the Township of *Zorra East*, in the District of *Brock;* of *A. Burtch* and others, of the Township of *Oxford East*, in the District of *Brock;* of *Jeremiah Cowan* and others, of the Township of *Blenheim*, in the County of *Oxford;* and of *John Maddock* and others, of the Township of *Puslinch;* praying that the Clergy Reserve Lands be not placed under the controul of any Ecclesiastical Corporation.

Of *Moses Young* and others, of the Township of *Dumfries*, in the County of *Halton;* praying that no partition be made of the endowment of King's College, but that it be so managed as to remove sectarian differences.

Of *Thomas G. Coyne* and others, of the Township of *Dunwich*, in the District of *London;* praying that the Clergy Reserve Lands may not be placed under the control of any Ecclesiastical body, but that the proceeds thereof may be appropriated to the promotion of general education.

Of *Murdoch M'Kenzie*, of *Quebec;* praying to be indemnified for the loss of his house, which was blown up by the authorities during the late Fire in *Quebec.*

Of the Reverend *Francis J. Lundy*, Professor of Classical Literature in *M'Gill* College; complaining that he has been illegally dismissed and forcibly ejected from the said College by certain of the Governors thereof, and praying relief.

Of *John Francis Rogers*, of the Township of *Woodstock*, in the District of *Brock;* praying for the payment of a certain Claim for Services rendered during the troubles of 1838.

Of *Joel D. Parmenter* and others, of *Gananoque*, *Leeds*, and *Lansdowne;* praying for certain Amendments to the Division Court Act.

Of *James Taylor*, of the Town of *Chatham;* praying for the payment of a certain amount due him by the Board of Works for labour performed on the *London* and *Chatham* Road.

Of *Christopher Lyster* and others, inhabitants of *Kingsey* and other Townships; praying for Aid to continue the *Quebec* Road through *Arthabaska* to the junction with the Plank Road from *Montreal* to *Stanstead* at the Village of *Stanstead.*

Of Lieutenant Colonel *Cox* and others, inhabitants of *Windsor* and other Townships; praying for

Petitions read.

Aid to rebuild two Bridges, and to repair a certain part of the Port *St. Francis* Road.

Of *Jean Louis Ployart*, Esquire, of the Township of *Durham*, in the County of *Drummond;* praying Indemnity for loss sustained by him through the fault of a public Officer.

Of the Reverend *P. M. Mignault* and others, of the Parishes of *St. Joseph* of *Chambly* and *Longueuil;* praying for the passing of a general Law respecting the Construction of Winter Vehicles, in accordance with the Ordinance 3 and 4 *Vict.*, chap. 25.

Of *N. B. Desmarteau* and others, of *Montreal;* praying for Amendments to the *Montreal* Turnpike Road Act.

Of *G. H. Ryland*, Esquire, *Registrar* of *Montreal;* complaining that the Government has not performed certain Engagements entered into with him, and praying relief.

Of *John Burwell*, Esquire, of *Port Burwell;* praying against the Incorporation of the "*Woodstock*, "*Port Burwell*, and *Port Rowan* Joint Stock Rail-"road and Commercial Company."

Of *John Parson* and others, members of the Municipal Council of the Townships of *Buckingham* and *Portland*, on the *Ottawa;* praying for the Construction and Improvement of a certain Road, and the building of Bridges in the said Township.

Of *Henry Joseph Jameson*, of the City of *Quebec*, Brewer; praying for the removal of certain disabilities under which he labours as a Bankrupt.

Petitions referred:
John M'Bride, et al.
L. Bell, et al.
J. Prince, Esq.

Ordered, That the Petition of *John M'Bride* and others, of *Upper Canada;* the Petition of *Lachlan Bell* and others, of *Upper Canada;* and the Petition of *John Prince*, Esquire, President of the *Niagara* and *Detroit* Rivers Railroad Company, and others, freeholders and inhabitants of *Upper Canada;* be referred to the Select Committee on Railroads.

Hon. G. Roy, et al.

Ordered, That the Petition of the Honourable *Gabriel Roy* and others, of *La Côte St. Laurent*, in the Parish of *St. Laurent*, be referred to the Select Committee to which was referred the Petition of *E. Guy*, Esquire, and others, residing on the Lower *Lachine* Road, and other References.

P. P. Demaray, Esq., and Pierre Gamelin, Esq.

Ordered, That the Petition of *P. P. Demaray*, Esquire, Warden, and *Pierre Gamelin*, Esquire, Secretary of the Municipal Council of the Parish of *St. John's*, *Dorchester*, be referred to the Select Committee, to which was referred the Petition of the Municipal Council of *Hochelaga*.

Wm. Edwards, et al.
D. Rintoul, et al.
C. Cody, et al.
S. Vining, et al.
T. M'Lean, et al.
A. Burtch, et al.
J. Cowan, et al.
T. G. Coyne, et. al.
J. Maddock, et al.

Ordered, That the Petition of *William Edwards* and others, inhabitants of the Township of *Clarence*, in the *Ottawa* District; the Petition of *David Rintoul* and others, of the Township of *Beverley*, in the District of *Gore;* the Petition of *Charles G. Cody* and others, of the Township of *Dereham*, in the District of *Brock;* the Petition of *S. Vining* and others, of the Township of *Nissouri*, in the District of *Brock;* the Petition of *Thomas M'Lean* and others, of the Township of *Zorra East*, in the District of *Brock;* the Petition of *A. Burtch* and others, of the Township of *Oxford* East, in the District of *Brock;* the Petition of *Jeremiah Cowan* and others, of the Township of *Blenheim*, in the County of *Oxford;* the Petition of *Thomas G. Coyne* and others, of the Township of *Dunwich*, in the District of *London;* and the Petition of *John Maddock* and others, of the Township of *Puslinch;* be referred to the Select Committee, to which was referred the Petition of *George Roe* and others, of the County of *Russell*.

Petitions referred:
Rev. W. M'Murray, et al.
T. Sanders, Esq., et al.
Rev. W. M'Murray, et al.
M. Cowan, et al.
Rev. J. Hickie, et al.

Ordered, That the Petition of the Reverend *William M'Murray* and others, members of the United Church of *England* and *Ireland*, in the Village and Township of *Ancaster*, in the Diocese of *Toronto;* the Petition of *Thomas Sanders*, Esquire, and others, of the District of *Wellington;* the Petition of the Reverend *William M'Murray* and others, members of the United Church of *England* and *Ireland*, in the Town of *Dundas*, and Township of *West Gwillimbury*, in the Diocese of *Toronto;* the Petition of *M. Cowan* and others, members of the United Church of *England* and *Ireland*, in the Townships of *Uxbridge* and *Brock;* and the Petition of the Reverend *John Hickie* and others, members of the United Church of *England* and *Ireland*, in the Town of *Stratford* and its vicinity, in the Diocese of *Toronto*, be referred to the Select Committee, to which was referred the Petition of the Church Society of the Diocese of *Toronto*.

B. Coffin, et al.

Ordered, That the Petition of *Benjamin Coffin* and others, inhabitants of *Gaspé;* and the Petition of *John S. Moriarty* and others, of *Percé*, and parts adjacent, in the County of *Gaspé;* be referred to the Select Committee, to which was referred the *Magdalen* Islands Bill and other references.

Municipal Council, (Niagara.)

Ordered, That the Petition of the Municipal Council of the District of *Niagara* (relating to Town Lots) be referred to the Select Committee, to which was referred the Petition of *Richard Millar* and others, the President and Members of the Board of Police of the Town of *Niagara*.

J. Sill, et al.

Resolved, That the Petition of *James Sill* and others, of the Township of *Walpole*, in the District of *Talbot*, be referred to a Select Committee, composed of Mr. *Thompson*, the Honourable Mr. Attorney General *Draper*, the Honourable Mr. Solicitor General *Sherwood*, Mr. *Roblin*, and Mr. *Dickson*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

J. M'Kenzie, et al.

Resolved, That the Petition of *John D. M'Kenzie* and others, of *Beverly* and *Galt*, in the District of *Gore*, and of the *United States* of *America*, be referred to a Select Committee, composed of Mr. *Dickson*, the Honourable Mr. Attorney General *Draper*, the Honourable Mr. *Cayley*, Mr. *Webster*, and Mr. *Chalmers*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

H. J. Jameson.

Resolved, That the Petition of *Henry Joseph Jameson*, of the City of *Quebec*, Brewer, be referred to a Select Committee, composed of Mr. *Chauveau*, the Honourable Mr. *Aylwin*, Mr. Solicitor General *Taschereau*, Mr. *Christie*, and Mr. *Chabot*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

J. G. Weir, et al.

Resolved, That the Petition of *John G. Weir* and others, of the County of *Kent*, in the Western District, be referred to a Select Committee, composed of Mr. *Woods*, Mr. *Prince*, Mr. *Cameron*, Mr. *Ermatinger*, and the Honourable Mr. *Cayley*, to examine the contents thereof, and to report thereon, with all convenient speed, by Bill or otherwise; with power to send for persons, papers, and records.

J. Hutchison, and J. F. M'Carthey.

Resolved, That the Petition of *James Hutchison* and *James F. M'Carthey*, on behalf of a Public Meeting of the inhabitants of *Bayham* and

Petitions referred:

other Townships, in the Districts of *London*, *Oxford*, and *Talbot*, be referred to a Select Committee, composed of Mr. *Ermatinger*, Mr. *Gowan*, Mr. *Cummings*, Mr. *Merritt*, and Mr. *Williams*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

D. D. Calvin et al.

Resolved, That the Petition of *D. D. Calvin* and others, inhabitants of the Township of *Wolfe Island*, be referred to a Select Committee, composed of Mr. *Smith* of *Frontenac*, Mr. *Stewart* of *Bytown*, Mr. *Dickson*, Mr. *Jessup*, and Mr. *Seymour*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

C. Hill.

Resolved, That the Petition of *Charles Hill*, of the Township of *Bertie*, in the District of *Niagara*, be referred to a Select Committee, composed of Mr. *Thompson*, Mr. *Macdonell* of *Stormont*, and the Honourable Mr. *Papineau*, to examine the contents thereof, and to report thereon with all convenient speed, by Bill or otherwise; with power to send for persons, papers, and records.

G. H. Ryland, Esq.

Resolved, That the Petition of *G. H. Ryland*, Esquire, Registrar of *Montreal*, be referred to a Select Committee, composed of Mr. *Macdonald* of *Kingston*, the Honourable Mr. *Moffatt*, Mr. *Gowan*, Mr. *Meyers*, the Honourable Mr. *Aylwin*, and Mr. *Hall*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

N. B. Desmarteau et al.

Resolved, That the Petition of *N. B. Desmarteau* and others, of *Montreal*, be referred to a Select Committee, composed of the Honourable Mr. *De Bleury*, the Honourable Mr. *Moffatt*, Mr. *Jobin*, Mr. *Lacoste*, and Mr. *Colvile*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Municipal Council (Victoria.)

Resolved, That the Petition of the Municipal Council of the District of *Victoria*, (relating to the Municipal Council Act) be referred to a Select Committee, composed of Mr. *Murney*, Mr. *Woods*, and the Honourable Mr. *Robinson*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Resolved, That the Petition of the Municipal Council of the District of *Victoria* (relating to a macadamized road), be referred to a Select Committee, composed of Mr. *Murney*, Mr. *Roblin*, and Mr. *Hall*, to examine the contents thereof, and to report thereon, with all convenient speed; with power to send for persons, papers, and records.

t. D. Fraser, Esq.

Resolved, That the Petition of *Richard D. Fraser*, Esquire, of *Edwardsburgh*, in the District of *Johnstown*, be referred to a Select Committee, composed of Mr. *Gowan*, Mr. *Sherwood* of *Brockville*, Mr. *Jessup*, and Mr. *Macdonell* of *Stormont*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Report on Petition of J. Macara.

Mr. *Prince*, from the Select Committee to which was referred the Petition of *John Macara*, of the City of *Toronto*, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Report on Petition of J. Macara.

Your Committee have examined the certificates and documents produced in support of the Petition, and they find that the said *John Macara* served a Clerkship of five years with a writer to the Signet in the City of *Edinburgh*, previous to entering upon which the said *John Macara* attended all the Literary Classes of the University of *Edinburgh*, required by the Society of Writers to the Signet from members of their body;—that he afterwards attended the Law Classes of the said University, during his clerkship; and that upon these qualifications, which would have entitled him to admission to the Supreme Court of *Scotland*, he was duly admitted to practice before the Sheriff's Courts of *Scotland*.

Your Committee further find that the said *John Macara*, has duly served under articles of Clerkship to an Attorney at Law and Solicitor in Chancery in this Province, since the 1st June, 1842, and that he has been a member of the Law Society of *Upper Canada* for upwards of three years.

Your Committee beg further to report, that the said *John Macara* has produced to them testimonials from very high authorities in favor of his character and ability for the practice of his profession.

Your Committee are of opinion that the said *John Macara* is only debarred from practising in the Courts of this Province by the rigid construction placed upon the Statute 7 *Will.* IV., c. 15, which has not described the Scottish Courts by the terms applied to them in *Scotland*, and has thus excluded the great body of Scottish Solicitors from the privileges enjoyed by English and Irish Solicitors in this Province,—an exclusion, however, which falls with unusual severity on the Petitioner, in as much as his qualifications entitled him to rank in the highest class of Scottish Practitioners.

While your Committee would recommend the claim of Mr. *Macara* to relief, as one entitled, in its peculiar circumstances to the favourable consideration of the Provincial Parliament;—they would also recommend that a general measure should be introduced, admitting Solicitors, Writers, or Advocates, before the Sheriff's Courts of *Scotland*, after service of three years in this Province, to the privileges enjoyed here by English and Irish Solicitors.

Macara's Relief Bill.

Ordered, That Mr. *Prince* have leave to bring in a Bill for the relief of *John Macara*, of the City of *Toronto*, Esquire.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Address, Rebellion Losses, (L. C.)

On motion of Mr. *Scott*, seconded by Mr. *Chauveau*,

Resolved, That an humble Address be presented to His Excellency, the Administrator of the Government; praying that he will be pleased to cause the proper officer to lay before this House, a copy of all correspondence which may have taken place between the Government and the Commission now appointed to enquire into the losses sustained by the inhabitants of *Lower Canada*, during the late Rebellion, with the Instructions given to the said Commission.

Ordered, That the said Address be presented to His Excellency, the Administrator of the Government, by such Members of this House, as are of the Honourable the Executive Council of this Province.

Magdalen Islands.

Ordered, That the Report of the Select Committee, to which was referred the Petition of *Joseph Cormier*, Esquire, and others, of the *Magdalen* Islands, in the County of *Gaspé*, be committed to a Committee of the whole House on tomorrow.

Board of Works.

Ordered, That two hundred and fifty copies of the Report of the Board of Works, dated December, 1845, laid before the House on the sixth instant, be printed in each of the English and French Languages, for the use of the Members of this House.

On motion of Mr. *Christie*, seconded by Mr. *Le Boutillier*,

Message for Assistant Clerk Legislative Council to attend Select Committee.

Resolved, That a Message be sent to the Honourable the Legislative Council; praying their Honours will permit *Charles DeLéry*, Esquire, one of the Clerks assistant of their Honourable House, to attend the Select Committee appointed by this House, to enquire into, and report upon the state and condition of the Rolls, Records, Journals, and other papers appertaining to the late Parliaments of *Upper* and *Lower Canada*, and of the Judicial Registers, Records, Archives, and Papers appertaining to the several Courts of Justice in *Lower Canada*, and whether the same are kept and classed in an orderly and systematic manner, and due precautions taken for their safe keeping and preservation; on Saturday next, at ten o'clock in the forenoon, to be examined on the subject of the said reference.

Ordered, That Mr. *Christie* do carry the said Message to the Honourable the Legislative Council.

Trinity Houses, (Quebec and Montreal.)

Mr. *Murney*, from the Committee of the whole House, to take into consideration the expediency of repealing the Acts and Ordinances of *Lower Canada*, establishing the Trinity Houses of *Quebec* and *Montreal*, and regulating Pilots and Pilotage, with a view to the substitution of other enactments on the same subject, reported according to Order, the Resolution of the said Committee, which Resolution was again read at the Clerk's table, and agreed to by the House, and is as followeth:—

Resolved, That it is expedient to repeal the Acts and Ordinances of *Lower Canada*, establishing the Trinity Houses of *Quebec* and *Montreal*, and regulating Pilots and Pilotage; with a view to the substitution of further enactments on the said subject.

Trinity House Bill (Quebec.)

Ordered, That the Honourable Mr. Attorney General *Smith* have leave to bring in a Bill to amend and consolidate the Laws and Ordinances now in force, relating to the powers and duties of the Corporation of the Trinity House of *Quebec*, to Pilots and Pilotage in the Port of *Quebec*, and to the *Quebec* decayed Pilot Fund, and for other purposes.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Friday, the 17th instant.

Trinity House Bill (Montreal.)

Ordered, That the Honourable Mr. Attorney General *Smith* have leave to bring in a Bill to repeal certain Acts, and an Ordinance therein mentioned, relating to the Trinity House at *Montreal*, and to amend and consolidate the provisions thereof.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Friday, the 17th instant.

Cobourg Railroad.

Mr. *Jessup*, from the Committee of the whole House, to take into consideration the expediency of reviving and amending an Act of the Legislature of the late Province of *Upper Canada*, passed in the fourteenth year of the Reign of His late Majesty, King *William* the Fourth, intituled, "An Act to incorporate certain persons under the style and title of the "*Cobourg* Railroad Company," and for other purposes therein mentioned, reported, according to Order, the Resolution of the said Committee, which Resolution was again read at the Clerk's table, and agreed to by the House, and is as followeth:— Cobourg Railroad.

Resolved, That it is expedient to revive and amend an Act of the Legislature of the late Province of *Upper Canada*, passed in the fourth year of the Reign of His late Majesty, King *William* the Fourth, intituled, "An Act to incorporate "certain persons under the style and title of the "*Cobourg* Railroad Company," and for other purposes therein mentioned.

Ordered, That Mr. *Meyers* have leave to bring in a Bill to revive and amend the Act of *Upper Canada*, incorporating the *Cobourg* Railroad Company, and for other purposes therein mentioned. Cobourg Railroad Bill.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Wednesday next.

The Order of the Day for the second reading of the Bill to repeal two certain Ordinances therein mentioned, relating to Winter Roads, in that part of the Province heretofore *Lower Canada*, in so far as regards the District of *Quebec*, the District of *Gaspé*, and that part of the District of *Three Rivers* which is or was in the Municipal District of *Portneuf*, being read; Winter Roads Bill.

The said Bill was accordingly read, and committed to a Committee of the whole House.

Mr. *Cauchon* took the Chair of the Committee, and after sometime spent therein,

Mr. Speaker resumed the Chair, and Mr. *Cauchon* reported that the Committee had gone through the Bill without making any amendment thereto, and the Report was again read at the Clerk's table.

Ordered, That the said Bill be Engrossed.

The Order of the Day for the second reading of the Bill to amend the Act for the encouragement of Agriculture, by the establishment of Agricultural Societies in *Lower Canada*, being read; Agricultural Societies Bill.

The said Bill was read accordingly.

Ordered, That the said Bill be Engrossed.

The Order of the Day for taking into consideration the First Report of the Standing Committee on Printing and Binding, being read; Report on Printing.

The House proceeded accordingly to take the said Report into consideration, and the said Report being again read,

Resolved, That this House doth concur in the First Report of the Standing Committee on Printing and Binding. Concurred in.

The Order of the Day for the second reading of the Bill for better regulating the formalities of authentic *Actes* passed before Notaries, being read; Authentic Actes Bill.

The Honourable Mr. *Viger* moved, seconded by the Honourable Mr. Attorney-General *Smith*, that the said Bill be now read a second time.

Mr. *Laurin* moved in amendment, seconded by Mr. *Lacoste*, that the word "now," in the said motion, be struck out, and the word "to-morrow" be substituted.

The Question having been put upon the motion of amendment, it was agreed to by the House.

The Question being then put on the main motion, as amended, it was also agreed to, and

Ordered, Accordingly.

Assessment Bill.

The Order of the Day for the second reading of the Bill to regulate Assessments and the appointment of Collectors and Assessors in *Upper Canada*, being read;

The Honourable Mr. Attorney-General *Draper* moved, seconded by the Honourable Mr. Attorney-General *Smith*, that the said Bill be now read a second time.

The Question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Armstrong*, *Baldwin*, *Berthelot*, *Boulton*, *Boutillier*, *Cameron*, *Cauchon*, *Cayley*, *Chabot*, *Chalmers*, *Chauveau*, *Christie*, *Colvile*, *Cummings*, *Daly*, *DeWitt*, Attorney General *Draper*, *Duggan*, *Foster*, *Gowan*, *Guillet*, *Hale*, *Hall*, *Jessup*, *Jobin*, *Lacoste*, *Laterrière*, *Laurin*, *LeMoine*, *Leslie*, *Macdonald* of Cornwall, *Merritt*, *Méthot*, *Meyers*, *Monro*, *Morin*, *Papineau*, *Price*, *Prince*, *Robinson*, *Roblin*, *Rousseau*, *Scott*, *Seymour*, *Smith* of Frontenac, Attorney General *Smith*, *Smith* of Wentworth, *Stewart* of Bytown, *Stewart* of Prescott, *Taché*, Solicitor General *Taschereau*, *Thompson*, *Viger*, *Watts*, *Webster*, *Williams*, and *Woods*.—(57.)

NAYS.

Messieurs *Johnston*, *Macdonell* of Dundas, and *Macdonell* of Stormont—(3.)

So it was carried in the affirmative.

And the said Bill was accordingly read, and committed to a Committee of the whole House, on to-morrow.

Plurality of Offices Bill.

The Order of the Day for the second reading of the Bill to prevent the undue accumulation and plurality of Offices, being read;

Ordered, That the said Bill be read a second time on Wednesday next.

Common School Bill. (U. C.)

The Order of the Day for the second reading of the Bill for the better establishment and maintenance of Common Schools in *Upper Canada*, being read;

The said Bill was accordingly read and committed to a Committee of the whole House on Tuesday next.

District Courts Bill (U. C.)

The Order of the Day for the second reading of the Bill to amend an Act passed during the last Session of this Parliament, intituled, "An Act to "amend, consolidate, and reduce, into one Act, the "several Laws now in force establishing or regulat-"ing the Practice of District Courts, in the several "Districts of that part of this Province formerly "*Upper Canada*," being read;

The said Bill was accordingly read, and committed to a Committee of the whole House, on to-morrow.

Militia Bill.

The Order of the Day for the second reading of the Bill for the better regulation of the Militia of this Province, being read;

Ordered, That the said Bill be read a second time on to-morrow.

Fines and Recoveries Bill.

The Order of the Day for the House in Committee on the Bill for the substitution of more simple modes of Assurance in lieu of Fines and Recoveries, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Cummings* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair,

And Mr. *Cummings* reported that the Committee had gone through the Bill, and had made several amendments thereto, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill, as amended, be engrossed.

Lunatics and Idiots Relief Bill.

The Order of the Day for the second reading of the Bill, to remove certain doubts as to the Jurisdiction conferred upon the Court of Chancery in *Upper Canada*, in matters relating to Lunatics, Idiots, and Persons of unsound mind, and their Estates, and to amend and extend the Laws in force in *Upper Canada*, relating to Lunatics, Idiots, and persons of unsound mind, and their Estates, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House.

Mr. *Boulton* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair,

And Mr. *Boulton* reported that the Committee had gone through the Bill without making any amendment thereto, and the Report was again read at the Clerk's table.

Ordered, That the said Bill be engrossed.

Orders postponed.

Ordered, That the remaining Orders of the Day be postponed until to-morrow, and that they be then the first Orders of the Day.

Then, on motion of the Honourable Mr. Attorney General *Draper*, seconded by the Honourable Mr. Attorney General *Smith*,

The House adjourned.

Jovis, 9° *die Aprilis.*

Anno Nono, Victoriæ Reginæ, 1846.

Petitions laid on the Table.

THE following Petitions were severally brought up and laid on the table:—

By Mr. *Boutillier*,—The Petition of the Municipal Council of *St. Hyacinthe*.

By Mr. *DeWitt*,—The Petition of *John Hale* and others, Leather Manufacturers and Dealers, of *Montreal*.

By Mr. *Smith* of *Wentworth*,—The Petition of *Lodicarius Beisang* and others, of *Waterloo* and other Townships.

By Mr. *Williams*,—The Petition of the Reverend *Robert Harding* and others, members of the United Church of *England* and *Ireland*, in the Township of *Emily*, in the Diocese of *Toronto*.

By Mr. *Chalmers*,—The Petition of *James P. Gage*, and others, of the Township of *Nelson*, in the District of *Gore*; the Petition of *Alexander M'Naughton* and others, of the Township of *Nassagaweya*; the Petition of *Henry F. Graham* and others, inhabitants of *Barton* and other Townships, in the District of *Gore*; and the Petition of *Henry M'Cann* and others, of *Nassagaweya*.

By Mr. *Monro*,—The Petition of the Reverend *T. G. Elliot* and others, members of the United Church of *England* and *Ireland*, in the Township of *Colchester*, in the *Western* District.

By Mr. *Lantier*,—The Petition of the Reverend Messire *Lamarre*, of the Parish of *Ste. Jeanne de L'Isle Perrot*, in the District of *Montreal*.

By the Honourable Mr. *Moffatt*,—The Petition of Sister *E. Forbes* dite *M'Mullen*, Superior, and other Ladies, the Religious the Sisters of Charity of the General Hospital of *Montreal* (*Sœurs Grises*.)

By Mr. *Scott*,—The Petition of the Reverend Messire *Ducharme* and others, of *Ste. Therese* and other Parishes, in the County of *Terrebonne*; and the Petition of the Reverend *Edward G. Sutton* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*.

By Mr. *Roblin*,—The Petition of *Robert Riddell*, Esquire, and others, of the District of *Talbot*.

By Mr. *Ermatinger*,—The Petition of *W. F. Wallace*, Esquire, Chairman of a Meeting of the inhabitants of *Bayham* and the adjoining Townships in the District of *London*.

Petitions laid on the Table.

By Mr. *Dickson*,—The Petition of *John Claus* and *W. Claus*, of *Niagara*; and the Petition of *Edmund Riselay*, Esquire, and others, of the District of *Niagara*.

By Mr. *Hale*,—The Petition of *George W. Brooks*, Esquire, and others, of the Town of *Sherbrooke* and its vicinity.

Winter Roads Bill.

An Engrossed Bill, to repeal two certain Ordinances therein mentioned, relating to Winter Roads, in that part of the Province heretofore *Lower Canada*, in so far as regards the District of *Quebec*, the District of *Gaspé*, and that part of the District of *Three Rivers* which is or was in the Municipal District of *Portneuf*, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Laurin* do carry the said Bill to the Legislative Council, and desire their concurrence.

Agricultural Societies Bill. (L. C.)

An Engrossed Bill, to amend the Act for the encouragement of Agriculture, by the establishment of Agricultural Societies in *Lower Canada*, was read for the third time.

Mr. *Lantier* moved, seconded by Mr. *Méthot*, that the following Engrossed Ryder be added to the said Bill, and do make part thereof:—

Ryder.

"And be it enacted, That after the passing of this "Act, the place or places where the exhibitions are "to be held, and the time for holding them, shall be "determined by a majority of the Office Bearers "and Committee, instead of by the President as here- "tofore."

The said Ryder being thrice read, and the question of Concurrence being put thereon, it was agreed to by the House.

Resolved, That the Bill do pass.

Ordered, That Mr. *Watts* do carry the said Bill to the Legislative Council, and desire their Concurrence.

Petitions read.

Pursuant to the Order of the Day, the following Petitions were read:—

Of *François X. Lambert* and others, from near Lake *Mandeville*, in the District of *Three Rivers*; praying for an aid to enable them to make a Road.

Of *Charles Emond*, Esquire, President, and others, Administrators of the Academy of *Berthier*, in the District of *Montreal*; praying for a Grant of Money for the said institution.

Of the Reverend *M. M'Donagh* of *Perth*, in the District of *Bathurst*; praying that a certain part of a Street in the said Town, may be granted to the Catholic Congregation, for the purpose of erecting a Chapel thereon.

Of *John A. Gemmill* and others, of the District of *Bathurst*; praying for aid to construct a Road from *Brockville*, to intersect a road from *Bytown* to *Pembroke*.

Of *William Bowes*, of the 5th Concession of the Township of *Ramsay*, in the District of *Bathurst*; praying to be indemnified for certain expenses incurred by him in the erection of a School House.

Of *John Ritchie* and others, Trustees of the *Baptist* Church of *Perth*, in the County of *Lanark*; praying that their titles to a certain piece of Land in the said Town, for the benefit of the said Church, may be legalized by an Act of the Legislature.

Of *Caleb Hopkins*, Esquire, and others, of *Hamilton* and of *Trafalgar*, and other Townships in the District of *Gore*; praying for aid to Plank the main road leading from *Hamilton* to the termination of the Macadamized road from the City of *Toronto*.

Of *Joseph Ireland* and others, of the Township of *Nelson*, in the District of *Gore*; praying for the improvement of the *Dundas* street, from the eastern boundary of the *Gore* District to the Town of *Hamilton*.

Petitions read.

Of *J. P. Gage* and others, of the Townships of *Nelson* and *Saltfleet*, in the District of *Gore*; praying for the construction of a Swing Bridge or Ferry over the *Burlington* Bay Canal.

Of *Abraham Schooley* and others, of the Township of *Humberstone*, in the District of *Niagara*; and of *John Graybill*, Esquire, and others, of the Township of *Wainfleet*, in the District of *Niagara*; praying that the District Town may be removed to *Port Robinson*.

Of the Reverend *Henry Wilkes*, A. M., and other Ministers of the Gospel, constituting the Ministerial Association of the City of *Montreal*; praying that the Act 3 and 4 *Vict.* cap. 78, relating to Clergy Reserves, may be strictly adhered to.

Of *S. Jones* and others, members of the United Church of *England* and *Ireland* in the Diocese of *Quebec*; and of the Reverend *William Dawes* and others, members of the United Church of *England* and *Ireland* in the Diocese of *Quebec*; praying that measures may be adopted for vesting in the Church Society of the Diocese of *Quebec*, for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall correspond with their share of the funds arising from the same.

Of *Robert Fleming Gourlay*; setting forth:—That, in the case of your Petitioner, a Report was submitted to your Honourable House, September 11, 1841, as follows:—

"Report of Select Committee, to whom was referred the Petition of *Robert F. Gourlay*, Esquire, have the honour to report:—

"Your Committee having investigated the Petition, and examined witnesses in relation to the same, and procured affidavits from persons cognizant of the matters and allegations contained therein, find the following facts fully proven.

"The Petitioner, Mr. *Gourlay*, first visited *Canada* in the year 1817, where he had acquired property by marriage, and also by purchase; and commenced statistical enquiries into the capabilities of the Province; in the course of which he became aware of the existence of various abuses. He then proposed that a Commission should be appointed to proceed to *Great Britain*, to have these abuses rectified; and held public meetings for that purpose, accounts of the proceedings of which were published in a pamphlet, which was generally approved of by the people of the Province, but, by those in power, was considered as having a seditious tendency; and he was, therefore, arrested, and put on his trial for sedition, at *Kingston*; but, being acquitted, he was again tried at *Brockville*, with, however, a similar result.

"He then had to proceed to *New York*, on business; and, on his return, was imprisoned in the Gaol at *Niagara*, where ill treatment, in being confined in a cell for five weeks, in the dog days, debarred from the sight of, or communication with his friends, his counsel, and the magistrates of the district, threw both his body and mind into such a state as to render him totally unfit to defend himself upon his trial, or even to comprehend his arraignment. The result of the trial was, that he was banished from the Province, under pain of death should he return; his alleged crime being, that he neglected to quit the country upon the order of a single magistrate, (two Legislative Councillors) acting under an unjust construction of an unconstitutional statute, most illegally exercised.

"Your Committee do not think it necessary to comment on such proceedings.

"From the evidence adduced, which will be found in the Appendix to this Report, your Committee are of opinion, that the arrest and imprisonment of the Petitioner, in *Niagara*, in 1819, was illegal, unconstitutional, and without the possibility of excuse or palliation: that, debarring him from an interview

Petitions read. with his friends or his counsel, was also illegal, unjust, and unconstitutional: that, preventing magistrates of a County or District from visiting the Gaol of that County or District, is a violation of all propriety; and, if persisted in, would lead to the most pernicious consequences.

"Your Committee are further of opinion, that his trial and sentence, when in a state of bodily and mental weakness, from sufferings which he had undergone, which prevented him from defending himself, was unjust, unconstitutional, and cruel.

"Your Committee cannot but express a hope, that your Honourable House will do the Petitioner that justice, which has been so long denied him, and pass an Address to His Excellency, the Governor General, declaratory of the above opinions, in order that the Crown may repudiate the transactions by which the Petitioner has been persecuted to his ruin; and, that the Legislature may declare his banishment null and void; and cause him to be compensated for the losses he has sustained by the unwarrantable exercise of authority. In the mean time, that some allowance be made to him, to defray his personal expenses while in attendance before the Legislature, defending the rights of a British subject.

"Your Committee are in possession of proofs, that during the rebellion, when the Petitioner was resident in the *United States*, His Excellency Sir *Francis Bond Head*, then Lieutenant Governor of *Upper Canada*, derived from him the most important intelligence of the movements of the Brigands, then organizing for an attack on the Province. This, your Committee humbly suggest, should neither be overlooked nor forgotten.

"All which is respectfully submitted.

"William Dunlop, Chairman.

"*Kingston*, September 11, 1841."

That this Report was debated, sustained, and stood among Orders of the day, for further debate, till the 16th September, when it was unanimously resolved, that a copy should be communicated to the Governor General. That, three weeks afterwards, the Administrator of the Government caused to be paid to your Petitioner, the sum of Fifty Pounds, in part of expenses, in compliance with the recommendation of your Honourable House. That your Petitioner then resolved to proceed to *England*, there to lay the whole matter before the Imperial Parliament; and, with that intent, applied for Office Copies of necessary papers, which he procured, all but copies of two affidavits, then missing. That your Petitioner went to *Quebec*, for embarkation, hoping to see the Governor General, and be assured by him that copies of the said affidavits would be forthcoming when required, &c. But, finding that His Excellency would first arrive at *Kingston*, your Petitioner returned to that place, where, to his astonishment, he was served with a copy of a Report of a Committee of the Executive Council, withstanding the opinions of your Honourable House. And thus it became necessary that he should remain in *America* till the Provincial Parliament was again in Session.

In the month of September, 1842, your Petitioner had a Petition presented to your Honourable House, complaining of irregularity on the part of Crown Ministers, and praying for enquiry into the same. That Petition was referred to a Committee, which waived its only object, and recommended that a Pension should be granted to your Petitioner, "in consideration of his losses and sufferings," which he could not accept, as that recommendation conflicted with the Report of 1841: in fact, it has subjected your Petitioner to unspeakable distress; certainly, not intentionally, for your Petitioner is assured that it proceeded from the greatest kindness. It put an end to all hope of appeal to the Imperial Parliament, and

furnished excuse for denying your Petitioner any allowance recommended by your Honourable House to be made to him "while defending the rights of a British subject." Petitions read.

The Report of 1841 was well digested, and regularly debated. Never was there a question before your Honourable House, wherein the dignity of the Crown was so deeply involved. Never were responsible Ministers so pledged to watchfulness, as when this question was debated. If aught could be said in behalf of ill used power, then was the time to say it. But, in fact, no plea could be put in, which could not instantly be repelled. Not a word, in opposition, fell from Ministers of the Crown, on that occasion. On the contrary, all acquiesced, at every stage; and joined in the unanimous vote for addressing the Governor General.

After business was thus finished, what right had Ministers of the Crown to draw up a Report in contradiction of the opinions of your Honourable House? Sir *Richard Jackson* had previously declared to your Petitioner, that he would not enter on the consideration of the question, because "he was only in the temporary administration of the Government;" and your Petitioner had never expected that he would do anything of the kind. To your Petitioner, first and last, it has appeared a result of treachery and clandestine interference: treachery on the part of Crown Ministers, and interference of some party interested in the issue. Nor can your Petitioner imagine any subject more imperatively demanding enquiry. To him, the Report of the Committee of the Executive Council seems a tissue of unwarrantable assertions and fallacious arguments; and he believes it was served upon him, in the hope, that he would succumb or perish in unequal combat.

Your Petitioner returned to *Canada* as a peacemaker, and for benevolent objects. He was encouraged to remain, and petition the Legislature, by the unbounded kindness of the inhabitants. Your Honourable House has ever manifested towards him the warmest sympathy; and, his saddest reflection is, that stern duty has held him up as regardless and ungrateful. Indeed, duty to the rights and respectability of your Honourable House has thrust him into this cruel dilemma.

Since 1841, your Petitioner, though labouring under every disadvantage, has never, for a moment, relaxed exertions in this great cause—the cause of truth and justice—which is equally yours and his; a cause which must now or never be determined, as he is fast sinking beneath age and infirmity.

In 1842 your Committee pleaded want of time for a full discussion of the subject. Now, there is need of no such plea: now, your Honourable House can investigate every circumstance: withstand every assault, and arrive at a satisfactory end.

Your Petitioner has no doubt whatever, that your Honourable House can sustain the Report of 1841, against that of the Executive Council; and, that opposing forces may be viewed at once, he will annex hereto a copy of that Report.

He now entreats, that the whole of these premises may be taken into the serious consideration of your Honourable House.

Copy of a Report of a Committee of the Executive Council, of the 10th December, 1841, and approved by His Excellency the Administrator of the Government, in Council, on 13th December, on the application of Mr. *Robert F. Gourlay*.

The Committee of Council, in obedience to your Excellency's commands, have considered the application of Mr. *Robert F. Gourlay*, praying to be informed, what he has to expect from the Executive Government, in consequence of an Address of the

Petitions read.

Honourable the Legislative Assembly, founded upon a Report of a Select Committee of that Honourable House, of which the following is an extract:—"Your Committee cannot but express a hope, that your Honourable House will do the Petitioner that justice which has been so long denied him, and pass an Address to His Excellency the Governor General, declaratory of the above opinions, in order that the Crown may repudiate the transaction by which the Petitioner has been persecuted to his ruin, and that the Legislature may declare his sentence of banishment null and void, and cause him to be compensated for the losses he has sustained by the unwarrantable exercise of authority: and, in the mean time, that some allowance be made to him, to defray his personal expenses, while in attendance before the Legislature, defending the rights of a British subject."

The wrong complained of by Mr. *Gourlay*, appears to have originated in an Act of the Provincial Parliament, passed in the year 1804, entitled, "An Act for the better securing this Province against all seditious attempts, or designs, to disturb the tranquillity thereof."

This Act authorized the Governor, Lieutenant-Governor, or person administering the Government of the Province, the members of the Legislative and Executive Councils, the Judges of the Court of King's Bench, or other persons authorized in that behalf, by warrant, to arrest any person or persons, not having been an inhabitant or inhabitants of the Province, for the space of six months next preceding the date of such warrant, and not having taken the oath of allegiance, who, by words, actions, or other behaviour or conduct, hath or have endeavoured, or hath or have given just cause to suspect, that he, she, or they, is, or are, about to endeavour, to alienate the minds of His Majesty's subjects of the said Province, from his person, or his Government, or, in any ways, with a seditious intent, to disturb the tranquillity thereof, and, upon such arrest, and upon examination, to order such person to leave the Province.

The same Act provides, "that, upon any such person being found at large within the Province, without licence to return, granted by the Government, he should be committed, without bail, until released by the Government, or be delivered by the Court of Oyer and Terminer, in due course of law. And, that he should be liable to imprisonment and banishment, from which banishment, if he should again return, without license, he should be liable to suffer death as a felon."

This Act has been long since repealed, in the opinion of the Committee most wisely and properly, by the Legislature; but, in the consideration of the present question, the Committee feel bound to look to the law as it stood at the time of the events complained of.

It appears, that Mr. *Gourlay*, upon information given upon oath, by a member of the House of Assembly, was arrested, and brought before two members of the Legislative Council, upon a charge of having endeavoured, by words, actions, and behaviour, to alienate the minds of His Majesty's subjects from the King's person and Government, and to raise a rebellion against the King's Government, in the Province; and, not being able to give full and complete satisfaction to the gentlemen who issued the warrant, on these points, he was ordered, by them, to quit the Province within a time limited.

Mr. *Gourlay* chose to disregard the order thus given, and, by his disobedience, rendered himself liable to the penalties of the Act: and being found at large within the Province, contrary to its provisions, he was arrested, tried, and convicted, upon the statute; and sentenced to be imprisoned and banished. Mr. *Gourlay* now claims redress, and is desirous to know the intentions of the Executive Government respecting his case. Petitions read.

It appears, that, in accordance with one part of the Address, your Excellency has directed a payment to Mr. *Gourlay* of fifty pounds.

It is further required by the Address, that the Government should repudiate the transaction.

The proceeding against Mr. *Gourlay* does not appear to have been an act of the Executive Government, but of a tribunal exercising extraordinary and extensive power, and having the widest discretion as to the mode in which it should be used. In assenting to the repeal of the Act itself, the Government has already expressed its opinion, in the strongest manner, against the continuance of such arbitrary power in any person, or body of persons; but, the Committee do not see how the disavowal of the act of persons over which the present Government of the Province had no control, can, in any wise, help Mr. *Gourlay's* case.

If the legality of the proceeding be called in question, on the ground that the statute was not intended to apply to British subjects, a reference to the Act itself will shew that actual residence in the Province, and the taking the oath of allegiance, were the necessary qualifications which would exempt any person from the operation of the law. The being a natural born subject of the Crown does not enter into the question.

On looking to the history of the time when the Act was passed, only a few years after the suppression of a formidable rebellion in *Ireland*, and almost immediately after an attempt of the same nature in the same country, and at a period when the war of the French revolution was raging, a contest of principle by which all men's minds were more or less agitated, it is not extraordinary that such a measure should have been entertained in a distant, and then weak portion of the empire. There is no good reason to suppose that it was not intended to operate against British subjects, quite as stringently as against Foreigners; and the power summarily to prevent even British subjects from settling in British Colonies, and ordering them to depart therefrom, was not so unprecedented as to found an argument on the impossibility of the Upper Canadian Legislature meaning to extend the provisions of the law to all persons, whose presence in the Province appeared to be dangerous to its peace, and who came within the strict letter of the Act. There is no ground to question the power of the Legislature to pass such an Act; and the repudiation of the proceedings under it, as illegal, would, without benefitting Mr. *Gourlay*, have the effect of a declaration purporting to make invalid what was, nevertheless, manifestly legal, however harshly the law may have operated against the applicant for redress.

If the statute of the Provincial Parliament be admitted to be valid, it will be seen that the widest power and discretion were given to those who were to act under it.

It appears not to have been necessary for the procurement of an order to leave the Province, to state or prove any positive overt acts of sedition or treason, to produce a general impression from a person's act or general deportment. Even "amounting to suspicion," was all that was necessary, and the law appears to have been so far complied with. A satisfactory enquiry into the grounds for the proceeding, would, at this day, if practicable, tend to no good purpose. Mr. *Gourlay* suffered for direct disobedience to the law, as it stood. He could not legally have been acquitted by any jury, for such disobedience; and no regret that such a law should have existed, or, that it should have been used with seve-

Petitions read.

rity against him, and no commiseration for his sufferings, will authorize the admission of the dangerous and destructive principle, that individuals are to judge for themselves, and, with impunity, act in defiance of the positive law of the land.

Mr. *Gourlay* appears, legally, to be in a position requiring protection from the sentence passed upon him, as to its future operation. The Committee believe that he might, at any time, since the repeal of the Act in question, have procured this protection by means of a pardon, under the great seal, and there is no good reason why, if he wishes it, he should not be granted a pardon now. But, he further seeks pecuniary indemnity, for what he considers an illegal prosecution and conviction, which cannot be granted in the shape he requires it, unless it can be shewn that the prosecution and conviction were really illegal.

Before any grant of indemnity can be made to Mr. *Gourlay*, it is necessary that the matter should be brought under the consideration of the Legislative Assembly by the Government. It is not the intention of the Committee of Council to advise a limitation of the liability of the Legislative Assembly, by withholding from it an opportunity of granting a sum of money, which would relieve Mr. *Gourlay*, to any moderate extent; but it would be unjust to him, were he to be permitted to remain under the impression that the Government recognizes the illegality of the sentence pronounced against him, or liability of the public funds to indemnify him, as a matter of right, against the consequences of his own deliberate infringement of the law of the Province.

Certified,

(Signed,) Wm. H. Lee, S. E. C.

Of *James W. Sharrard* and others, of *Pickering* and other Townships, in the *Home* District; praying that the ministers of the denomination called "Christians," may be allowed to celebrate marriage on the same conditions as the ministers of other Religious denominations.

Of the Reverend *John A. Murlock* and others, members of the United Church of *England* and *Ireland*, in the Townships of *Tiny* and *Tay*, in the District of *Simcoe*, in the Diocese of *Toronto;* praying that measures may be adopted for vesting in the Church Society of the Diocese of *Toronto*, for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall correspond with their share of the income arising from the same.

Of Mrs. *Catherine M'Lennan*, widow of *Hugh M'Lennan*, late Door-keeper to the Legislative Assembly; praying for a Pension, in consideration of the services of her late husband.

Of Mrs. *Julia Bell*, of the City of *Toronto*, widow of the late *Æneas Bell;* praying remuneration for certain services performed by her said late husband.

Petitions referred:

Of Caleb Hopkins, Esquire, et al.

Resolved, That the Petition of *Caleb Hopkins*, Esquire, and others, of *Hamilton* and of *Trafalgar* and other Townships, in the District of *Gore*, be referred to a Select Committee, composed of Mr. *Chalmers*, Mr. *Webster*, and Mr. *Duggan*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

J. Ireland, et al.

Ordered, That the Petition of *Joseph Ireland* and others, of the Township of *Nelson*, in the District of *Gore*, be referred to the said Committee.

Rev. H. Wilkes et al.

Ordered, That the Petition of the Reverend *Henry Wilkes* and other ministers of the Gospel, constituting the Ministerial Association of the City of *Montreal;* the Petition of *John Marshal*, Senior, and others, of the County of *Halton;* and the Petition of *Francis Small* and others, of the County of *Halton*, be referred to the Select Committee, to which was referred the Petition of *George Roe* and others, of the County of *Russell*.

J. Marshall, Senior, et al.

Bronté Harbour Company. J. Burwell, Esquire.

Ordered, That the Petition of the President, Directors, and Company of the *Bronté* Harbour; and the Petition of *John Burwell*, Esquire, of *Port Burwell*, (relating to a contemplated Rail-road,) be referred to the Standing Committee on Private Bills.

J. Dickson, et al.

Ordered, That the Petition of *James Dickson* and others, of the *Banlieue* of the Town of *Three Rivers*, be referred to the Select Committee to which was referred the Petition of the Municipal Council of *Hochelaga*.

Member added.

Ordered, That Mr. *Desaunier* be added to the said Committee.

John Lamb, et al. W. Dixon, et al.

Ordered, That the Petition of *John Lamb* and others, inhabitants of the Township of *Warwick;* and the Petition of *William Dixon* and others, inhabitants of the Township of *Warwick*, be referred to the Select Committee to which was referred the Petition of the Church Society of the Diocese of *Toronto*, and other references.

Municipal Council, (Niagara.)

Ordered, That the Petition of the Municipal Council of the District of *Niagara* (relating to the mode of Assessment,) be referred to the Committee of the whole House, on the Bill to regulate Assessments, and the appointment of Collectors and Assessors in *Upper Canada*.

J. W. Sharrard, et al.

Resolved, That the Petition of *James W. Sharrard* and others, of *Pickering* and other Townships in the *Home* District, be referred to a Select Committee, composed of Mr. *Williams*, Mr. *Petrie*, Mr. *Chalmers*, Mr. *Thompson*, and Mr. *Meyers*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

G. S. Alton, et al.

Resolved, That the Petition of *George S. Alton* and others, of the Township of *Nelson*, in the District of *Gore*, be referred to a Select Committee, composed of Mr. *Chalmers*, Mr. *Williams*, Mr. *Meyers*, Mr. *Seymour*, and Mr. *Cummings*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Report on Petition of R. J. Hamilton, et al.

Mr. *Smith* of *Wentworth*, from the Select Committee, to which was referred the Petition of *Robert Jarvis Hamilton*, Esquire, and others, inhabitants of the Town of *Hamilton*, and of the Township of *Barton*, in the District of *Gore*, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Your Committee have considered the Petition, which prays that the Concession Line between Lots numbers 14 in the Third, and 14 in the Fourth Concessions of *Barton*, may be conveyed to *Robert Jarvis Hamilton*, Esquire, in lieu of a portion of land granted by him, for the construction of a road across Lots 13 and 14 in the Third Concession. Your Committee have ascertained that the Municipal Council of the *Gore* District passed a By-law, authorizing the conveyance of the portion of the Concession Line in question to Mr. *Hamilton;* and also, that the Petitioner has complied with the Rules of Your Honourable House in regard to the publication of notice of the present application; they therefore beg leave to recommend that the prayer of the Petition be granted.

Barton Concession Conveyance Bill.

Ordered, That Mr. *Smith* of *Wentworth*, have leave to bring in a Bill to convey a part of the Con-

Barton Concession Conveyance Bill.

cession Line between the Third and Fourth Concessions of the Township of *Barton*, in the *Gore* District, to *Robert Jarvis Hamilton*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Wednesday next.

Report on Contingencies.

Mr. *Roblin*, from the Standing Committee on Contingencies, presented to the House the First Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Your Committee have in part proceeded with the examination of the account current, for disbursements of Contingencies, since the 16th December 1844, up to the 2d April, 1846, as laid before them by the Clerk;—the balance in favour of the House at the last date, as appears by the account current, having been expended, the Committee recommend that the sum of Five Thousand Pounds, for payment in part of Contingencies during the present Session be advanced to the Clerk for that purpose.

Ordered, That the said Report be committed to a Committee of the whole House on Monday next.

Private Bills.

The Honourable Mr. *Morin* from the Standing Committee on Private Bills, presented to the House the Fourth Report of the said Committee, which was again read at the Clerk's table, and is as followeth:

Dempsey's Relief Bill.

Your Committee have gone through the Bill to authorize the Courts of Queen's Bench, and of Chancery, in *Upper Canada*, in their discretion, to admit *John W. Dempsey* to practise as an Attorney and Solicitor therein, and have made several amendments thereto, which they submit to your Honourable House.

Time for receiving Reports, &c., on Private Bills Extended.

On motion of the Honourable Mr. *Morin*, seconded by Mr. *Méthot*,

Ordered, That the time for receiving Private Bills be extended to Saturday, the eighteenth day of April instant, inclusively.

Ordered, That the time for receiving the Reports of Committees on Private Bills, be extended until Tuesday, the fifth day of May next, inclusively.

Medicine and Surgery Bill.

Ordered, That the Honourable Mr. Attorney General *Smith*, have leave to bring in a Bill to regulate the Study and Practice of Medicine, Surgery, and Midwifery in this Province..

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Friday the seventeenth instant.

Message from Legislative Council.

A Message from the Legislative Council, by *John Fennings Taylor*, Esquire, one of the Masters in Chancery.

Mr. Speaker,

Sites of Schools Bill.

The Legislative Council have passed a Bill, intituled, "An Act to provide for vesting in Trustees "the Sites of Schools in that part of this Province "called *Upper Canada*," to which they desire the concurrence of the Assembly.

Also,

Niagara Debt Bill.

The Legislative Council have passed the Bill, intituled, "An Act to repeal the Act therein men- "tioned, authorizing the raising of a sum of money "in the District of *Niagara*, for the purpose of re- "lieving the said District from Debt," without any amendment.

And also,

LEGISLATIVE COUNCIL,
Thursday, 9th April, 1846.

Leave granted to Assistant Clerk to attend

Ordered, That one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House, that the Legislative Council do give leave to *Charles DeLéry*, Esquire, one of their Clerks' assistant, to attend the Select Committee appointed to enquire into and report upon the state and condition of the Rolls, Records, Journals, and other papers appertaining to the late Parliaments of *Upper* and *Lower Canada*, and of the Judicial Registers, Records, Archives, and Papers appertaining to the several Courts of Justice in *Lower Canada*; and whether the same are kept and classed in an orderly and systematic manner, and due precautions taken for their safe keeping and preservation; on Saturday next, at ten o'clock in the forenoon, to be examined on the subject of the said reference.

Select Committee.

And then he withdrew.

Sites of Schools Bill.

An Engrossed Bill from the Legislative Council, intituled, "An Act to provide for vesting in Trustees "the Sites of Schools in that part of this Province "called *Upper Canada*," was read for the first time.

Mercantile Transactions Bill.

Ordered, That the Honourable Mr. Solicitor General *Sherwood* have leave to bring in a Bill to exempt certain Mercantile transactions from the operation of the Law for the prevention of Usury.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Friday the seventeenth instant.

Toronto and Lake Huron Railroad Bill.

Ordered, That the Honourable Mr. Solicitor General *Sherwood* have leave to bring in a Bill to amend an Act passed in the 8th year of Her Majesty's Reign, intituled, "An Act to amend "an Act passed in the sixth year of the Reign "of His late Majesty, King *William* the Fourth, entitled, "An Act to incorporate the City of *Toronto* and Lake *Huron* Railroad Company."

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Thursday the sixteenth instant.

Petition of Church Society.

The Honourable Mr. Solicitor General *Sherwood* moved, seconded by Mr. *Boulton*, that the Select Committee, to which was referred the Petition of the Church Society of the Diocese of *Toronto*, and other references; and the Select Committee, to which was referred the Petition of *George Roe* and others, of the County of *Russell*, and other references; be severally dissolved, and that this House do now proceed to name a Committee, consisting of five Members, to which the subject matter of the said Petitions shall be referred.

The Question having been put upon the said motion, a division ensued, and the names being called for they were taken down as followeth:—

YEAS.

Messieurs *Boulton*, *Cayley*, *Christie*, *Colvile*, *Daly*, *Dickson*, *Duggan*, *Ermatinger*, *Foster*, *Gowan*, *Hale*, *Jessup*, *Johnston*, *Le Boutillier*, *Macdonald* of CORNWALL, *Macdonell* of DUNDAS, *M'Connell*, *Meyers*, *Moffatt*, *Monro*, *Papineau*, *Prince*, *Riddell*, *Robinson*, *Scott*, *Sherwood* of BROCKVILLE, Solicitor General *Sherwood*, *Smith* of FRONTENAC, *Viger*, *Williams*, and *Woods*.—(31.)

NAYS.

Messieurs *Armstrong*, *Baldwin*, *Berthelot*, *Bertrand*, *Boutillier*, *Brooks*, *Cameron*, *Cauchon*, *Chabot*, *Chalmers*, *Chauveau*, *Desaunier*, *De Witt*, *Guillet*, *Hall*, *Jobin*, *La Fontaine*, *Lantier*, *Laterrière*, *Laurin*, *Le Moine*, *Leslie*, *Macdonald* of KINGSTON, *MacDonell* of STORMONT, *Merritt*, *Méthot*, *Morin*, *Nelson*, *Petrie*, *Price*, *Roblin*, *Rousseau*, *Seymour*, Attorney General *Smith*, *Smith* of WENTWORTH, *Stewart* of BYTOWN, *Stewart* of PRESCOTT, *Taché*, *Thompson*, and *Webster*.—(40.)

So it passed in the negative.

Ordered, That two hundred copies of the Petition of *Robert Fleming Gourlay*, be printed for the use of the Members of this House.

Montreal Turnpike Roads.

Ordered, That the accounts of the Trustees of the *Montreal* Turnpike Roads, laid before the House on Monday the sixth instant, be referred to the Select Committee to which was referred the Petition of *E. Guy*, Esquire, and others, residing on the Lower *Lachine* Road; and other references.

Message from Administrator of the Government.

The Honourable Mr. Attorney General *Draper*, one of Her Majesty's Executive Council, delivered to Mr. Speaker a Message from His Excellency, the Administrator of the Government, signed by His Excellency.

And the said Message was read by Mr. Speaker, all the Members of the House being uncovered, and is as followeth:—

CATHCART.

Ordnance Vesting Act.

The Administrator of the Government informs the Legislative Assembly, in reply to their Address to be furnished with any correspondence that may have taken place in relation to a Bill passed in the last Session of Parliament, and reserved for Her Majesty's pleasure thereon, intituled, "An Act to "explain and amend part of an Act, passed in the "seventh year of Her Majesty's Reign, intituled, "'An Act for vesting in the principal Officers of "Her Majesty's Ordnance, the estates and property "therein described, for granting certain powers to "the said Officers, and for other purposes therein "mentioned;'" that the subject of that Bill is still under the consideration of the Imperial Government, and the Administrator of the Government does not, therefore, conceive himself to be at liberty to communicate to the Legislative Assembly the unfinished correspondence referred to.

GOVERNMENT HOUSE,
Montreal, 9th April, 1846.

Addition to a Committee.

Ordered, That Mr. *Taché* be added to the Select Committee to which was referred the Petition of the Mayor and Councillors of the City of *Quebec*.

Ordered, That the said Committee have leave to report from time to time.

Provincial Penitentiary Bill.

The Order of the Day for the second reading of the Bill to consolidate and amend the Laws regulating the Provincial Penitentiary, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House, on Tuesday, the twenty-first instant.

Registry Bill, U. C.)

The Order of the Day for the House in Committee on the Bill to consolidate and amend the Registry Laws of *Upper Canada*, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Macdonald* of *Cornwall*, took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair.

And Mr. *Macdonald* of *Cornwall*, reported that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, That the said Committe have leave to sit again on Tuesday next.

mcoe Registry Office Bill.

The Order of the Day for the House in Committee on the Bill to provide for the removal of the Registry Office of the District of *Simcoe*, from its present site to *Barrie*, the District Town, being read;

Ordered, That the said Order of the Day be postponed until Thursday next.

Albion Road Bill.

The Order of the Day for the second reading of the Bill to incorporate certain persons under the name of the *Albion* Road Company, being read;

The said Bill was accordingly read, and referred to the Standing Committee on Private Bills.

Magdalen Islands.

The Order of the Day for the House in Committee on the Report of the Select Committee to which was referred the Petition of *Joseph Cormier*, Esquire, and others, of the *Magdalen Islands*, in the County of *Gaspé*, being read;

The House accordingly resolved itself into the said Committee.

The Honourable Mr. *Robinson* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair.

And the Honourable Mr. *Robinson* reported that the Committee had come to a Resolution, which Resolution was again read at the Clerk's table, and agreed to by the House, and is as followeth:—

Address.

Resolved, That an humble Address be presented to His Excellency, the Administrator of the Government, requesting that His Excellency will be graciously pleased to interpose His good offices with the Home Government, in behalf of the Inhabitants of the *Magdalen* Islands, for the most part Acadians of French origin, descendants of the Colonists of *L'Acadie*, (now the Province of *Nova Scotia*) originally colonized by *France*, whose religion, language, usages, and interests are identified with those of a majority of the inhabitants of *Lower Canada*; to prevent the annexation they apprehend, of those Islands, to the Government of *Prince Edward's* Island.

Communicated to Legislative Council.

Resolved, That the said Resolution be communicated to the Legislative Council, by Message, requesting the concurrence of their Honours thereto.

Ordered, That Mr. *Christie* do carry the said Message to the Legislative Council.

Authentic Actes Bill.

The Order of the Day for the second reading of the Bill for better regulating the formalities of certain authentic *Actes* passed before Notaries, being read;

Ordered, That the said Bill be read a second time on Tuesday next.

Assessment Bill, U. C.

The Order of the Day for the House in Committee on the Bill to regulate assessments and the appointment of Collectors and Assessors in *Upper Canada*, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Hall* took the Chair of the Committee, and after some time spent therein.

Mr. Speaker resumed the Chair,

And Mr. *Hall* reported that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, That the said Committee have leave to sit again on Tuesday next.

Militia Bill.

The Order of the Day for the second reading of the Bill for the better regulation of the Militia of this Province, being read;

The said Bill was accordingly read and committed to a Committee of the whole House, on Friday, the seventeenth instant.

Orders Postponed.

Ordered, That the remaining Orders of the Day be postponed until Monday next.

Then, on motion of Mr. *Gowan*, seconded by Mr. *Stewart* of *Bytown*,

The House adjourned until Monday next.

Lunæ, 13° *die Aprilis.*

Anno Nono, Victoriæ Reginæ, 1846.

Petitions laid on the table.

THE following Petitions were severally brought up, and laid on the table:—

By Mr. *Lantier*,—The Petition of the Honourable *R. U. Harwood* and others, of *Vaudreuil.*

By Mr. *Cameron*,—The Petition of the Reverend *David Leavitt* and others, Ministers and Members of the Christian Universalist Association of *Canada West*; the Petition of the Reverend *Benjamin Fralick* and others, the Ministers and Members of the Christian Universalist Association for *Canada West*; the Petition of the Municipal Council of the District of *Bathurst* (relating to Schools); the Petition of the Municipal Council of the District of *Bathurst* (relating to King's College); the Petition of the Reverend *William Dick*, on behalf of the *Ottawa* Baptist Association convened at *St. Andrews* (relating to King's College); the Petition of the Reverend *William Dick* on behalf of the *Ottawa* Baptist Association convened at *St. Andrews* (relating to the Clergy Reserves); and the Petition of *Thomas S. Shenston*, of *Woodstock.*

By the Honourable Mr. *BeBleury*,—The Petition of *T. Appleton* and others, Contractors, Master Builders and Masons, of *Montreal.*

By Mr. *Boulton*,—The Petition of the Mayor, Aldermen, and Commonalty of the City of *Toronto* (relating to the Acts incorporating the said City).

By the Honourable Mr. *Morin*,—The Petition of *George Perry* and others, of the City and Parish of *Montreal*, the Parish of *Longueuil* and neighbouring places; the Petition of *William Giroux* and others, of *Hochelaga* and *Montreal*; and the Petition of the Municipal Council of *Hochelaga* (relating to Turnpike Trustees).

By the Honourable Mr. *Daly*,—The Petition of *Jean Baptiste Rousseau*, and others, inhabitants of *Forsyth* and other Townships, in the County of *Megantic.*

By Mr. *Thompson*,—The Petition of *Robert H. Bruce*, Esquire, and others, inhabitants residing on the Grand River in the County of *Haldimand*; the Petition of *Jamas Blott*, Esquire, and others, inhabitants of the Township of *Dunn*, in the District of *Niagara*; and the Petition of *William Chalmers* and others, inhabitants of the Township of *Sherbrooke Forest*, in the District of *Niagara.*

By Mr. *Ermatinger*,—The Petition of *G. Wrong* and *Alexander Saxton*, Esquires, in behalf of the inhabitants of the Township of *Malahide.*

By the Honourable Mr. *Cayley*,—The Petition of *Henry Puddicombe* and others, members of the United Church of *England* and *Ireland*, in the Township of *Wilmot*, in the District of *Wellington*, in the Diocese of *Toronto.*

By the Honourable Mr. Solicitor General *Sherwood*,—The Petition of *John King*, Esquire, M. D., and *George R. Grasett*, Esquire, L. M., on behalf of the *Toronto* Medico-Chirurgical Society.

By the Honourable Mr. *Robinson*,—The Petition of *William Charles Hume*, Esquire, in behalf of the inhabitants of *Orillia*, and adjoining Townships; and the Petition of the Reverend *Alexander Pyne*, A. B., and others, members of the United Church of *England* and *Ireland*, in the Townships of *Sarnia* and *Plympton*, in the Diocese of *Toronto.*

By Mr. *Price*,—The Petition of *Thomas Ewart*, Esquire, and others, of the City of *Toronto*; the Petition of *John Murphy* and other inhabitants of the Township of *Vaughan*, in the *Home* District; the Petition of *Daniel Knowles* and others, inhabitants of the Townships of *Scarborough* and *Pickering*; the Petition of *Henry Miller* and others, inhabitants of the Township of *Markham*, in the *Home* District; the Petition of *William Steel* and others, inhabitants of the Townships of *Scarborough* and *Pickering*; the Petition of *Newton Bosworth* and others, members of the Baptist Church in *Paris, Upper Canada*; the Petition of the Reverend *J. M. Cramp*, in behalf of the *Canada* Baptist Union (relating to Theological Colleges); the Petition of the Reverend *J. M. Cramp*, in behalf of the *Canada* Baptist Union (relating to Clergy Reserves); and the Petition of the Reverend *J. M. Cramp*, in behalf of the *Canada* Baptist Union (relating to King's College).

Petitions laid on the table.

By Mr. *Johnston*,—The Petition of *James Rosamond* and others, members of the United Church of *England* and *Ireland*, in the Village of *Carlton Place*, in the Diocese of *Toronto*; the Petition of *S. Ormsby* and others, members of the United Church of *England* and *Ireland*, in *Richmond* and its vicinity; and the Petition of *Thomas Corcoran* and others, of the Town of *Bytown.*

By Mr. *Murney*,—The Petition of the President and Board of Police of *Belleville.*

By Mr. *Roblin*,—The Petition of *Gideon B. White* and others, of the Township of *Hillier*; and the Petition of *Andrew Austin* and others, Medical Practitioners of the District of *Prince Edward.*

By Mr. *Seymour*,—The Petition of the Venerable *George O'Kill Stuart* and others, inhabitants of the Town and Township of *Kingston*; and the Petition of the Reverend *Job Deacon* and others, members of the United Church of *England* and *Ireland*, in the Parishes of *Adolphustown* and *Fredericksburgh*, in the *Midland* District, (relating to Schools.)

By Mr. *Chabot*,—The Petition of the Reverend *J. L. Alain* and others, of the District of *Gaspé*; and the Petition of *Isaac Hilgrove Gosset*, Esquire, of the Island of *Jersey.*

By Mr. *Stewart* of *Bytown*,—The Petition of *Louis T. Besserer* and others, of the Town of *Bytown*; and the Petition of *Robert Stobo* and others, of the District of *Bathurst.*

By Mr. *Sherwood* of *Brockville*,—The Petition of *Peter Adams* and others, inhabitants of the District of *Johnstown*; the Petition of *Hiram Adams* and *Abel S. Pope*, of the Township of *Edwardsburgh*, in the District of *Johnstown*; and the Petition of *George Crawford*, Esquire, Chairman on behalf of a meeting of the inhabitants of the Town of *Brockville.*

By Mr. *M'Connell*,—The Petition of *Ichabod Smith* and others, Trustees of *Stanstead* Seminary.

By the Honourable Mr. *Aylwin*,—The Petition of the Right Reverend the Lord Bishop of *Montreal* and others, the Committee of Management of the National Schools of *Quebec*; the Petition of *Jeffery Hale*, Esquire, and others, President and Members of the *Quebec* British and Canadian School Society; and the Petition of *G. H. Ryland*, Esquire, and others, Registrars in the District of *Montreal.*

By the Honourable Mr. *Moffatt*,—The Petition of *Alphonso Wells*, of the City of *Montreal.*

By the Honourable Mr. *Baldwin*,—The Petition of *Charles Baker* and others, master mechanics of the City of *Toronto.*

By Mr. *De Witt*,—The Petition of *William Evans* and others, of the Parish of *Montreal.*

By Mr. *Williams*,—The Petition of *John Gibson* and others, of the Townships of *Clarke* and *Manvers*, in the District of *Newcastle.*

By Mr. *Gowan*,—The Petition of *Joseph P. Slocum*, of *Port Sarnia*; the Petition of *James Hannah*, of the Township of *Sarnia*, and the Petition of *John Burwell* of *Port Burwell*, Esquire, (relating to a grant of land.)

By Mr. *Cummings*,—The Petition of *J. H. Culp*, of the Township of *Stanford*, in the District of *Niagara*; the Petition of *Dilly Coleman* and others, of the Township of *Thorold*, in the District of

Petitions laid on the table.

Niagara; the Petition of *John Lemon* and others, of *Willoughby*, in the District of *Niagara;* and the Petition of *Arthur Johnston* and others, of the Township of *Bertie West*, in the District of *Niagara.*

By Mr. *Macdonell* of *Dundas*,—The Petition of *A. Rainsford* and others, of the United Church of *England* and *Ireland*, in the Township of *Osnabruck*, in the County of *Stormont*, in the Diocese of *Toronto.*

By Mr. *Dickson*,—The Petition of *Walter H. Dickson*, Esquire, and others, of the Town of *Niagara.*

By Mr. *Bertrand*,—The Petition of *H. Davidson* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec.*

By Mr. Solicitor General *Taschereau*,—The Petition of *Féréol Roy*, Esquire, and others, inhabitants of the South shore of the River *St. Lawrence*, in the District of *Quebec;* and the Petition of *Jean Baptiste Laverdière* and others, of *Bellechasse.*

By Mr. *Macdonald* of *Kingston*,—The Petition of the President, Directors, and Company of the Commercial Bank of the *Midland* District; and the Petition of *M. T. Hunter*, President of the Merchant Seamen's Society of *Kingston.*

Mr. Speaker addresses the House.

The Honourable the Speaker then addressed the the House in the words following:—

I beg to be permitted to address a few words to the House.

This House is probably aware that, at a great sacrifice of private feeling, I came down to the meeting of Parliament, in order to discharge, to the best of my humble abilities, the duties of an important public office; and it has now become my painful duty to state, that an impending domestic calamity, arising from the dangerous, and, as I fear, hopeless state of the health of Lady *Macnab*, obliges me to request that I may, for a season, be relieved from my duties as the Speaker of this House.

I trust it is unnecessary for me to assure Honourable Gentlemen, that, from the moment I was placed in the Chair, my greatest desire has been to obtain the confidence of this House, by the faithful discharge of my duties, and the impartiality of my conduct; if, in the pursuit of this object, I should at any time have failed to distinguish correctly, between what was due to private feelings and public service, or to have overlooked the many instances I have experienced, of the kindness and partiality of my friends, I trust that this House will not place the error to the account of a presumptuous reliance on my own abilities. It may have happened that, either from hastiness of temper, or the pain of indisposition, I have shewn inattention, or feelings of irritation towards members of this House; to all such I beg to express sincere regret for its occasion, and most humbly apologize for it.

Having had some years experience in the office of Speaker, I am not unacquainted with the difficulties of the station I have had the honour to fill,—difficulties which are frequently increased by the unexpected urgency with which they present themselves for elucidation and removal. The same experience has, however, taught me, that in all such cases, whoever has the honour to fill the Chair of this House, can at all times confidently rely upon the support and the indulgence of the House.

If, therefore, it should be the pleasure of the House, owing to the melancholy position in which I am placed, to relieve me, for the present, from my duties as their Speaker, they may rest assured, that I shall not fail to use every exertion to resume my duties, whenever I may be released from the discharge of those sacred obligations of my domestic circle, which this House will permit me to say, I cannot but feel are paramount to every other consideration.

On motion of the Honourable Mr. Attorney General *Draper*, seconded by the Honourable Mr. *Viger*,

Resolved, That Mr. Speaker's request for leave of absence, be granted for the reasons assigned by him.

Mr. Speaker leaves the Chair.

Mr. Speaker then left the Chair, and the Mace was laid under the table.

Honourable Mr. Morin appointed Speaker.

The Honourable Mr. Attorney General *Draper*, member representing the Town of *London*, stood up, and addressing himself to the Clerk, (who, standing up, pointed to him, and then sat down,) moved to resolve, that the Honourable *Augustin Norbert Morin*, a Member of this House, be desired to take the Chair, to supply the Speaker's place, during his absence, and no longer; in which motion he was seconded by the Honourable Mr. *Aylwin*, Member representing the City of *Quebec.*

And the Question being put by the Clerk, it was

Resolved, Nemine contradicente, That the Honourable *Augustin Norbert Morin* be desired to take the Chair, to supply the Speaker's place, during his absence, and no longer.

The Honourable *Augustin Norbert Morin* was then conducted to the Chair by the Honourable Mr. Attorney General *Draper*, and the Honourable Mr. *Aylwin*, where, standing on the upper step, he returned his humble acknowledgments to the House for the great honour they had been pleased to confer upon him.

And then he sat down in the Chair, and the Mace was laid upon the table.

The House then adjourned during pleasure.

The House resumed.

Lunatics and Idiots Relief Bill.

An Engrossed Bill to remove certain doubts as to the Jurisdiction conferred upon the Court of Chancery in *Upper Canada*, in matters relating to Lunatics, Idiots, and persons of unsound mind, and their estates, and to amend and extend the Laws in force in *Upper Canada*, relating to Lunatics, Idiots, and persons of unsound mind, and their estates; was read for the third time.

Resolved, That the Bill do pass.

Ordered, That the Honourable Mr. Attorney General *Draper* do carry the said Bill to the Legislative Council and desire their concurrence.

Fines and Recoveries Bill.

An Engrossed Bill for the substitution of more simple modes of assurance in lieu of fines and recoveries, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That the Honourable Mr. Attorney General *Draper* do carry the said Bill to the Legislative Council and desire their concurrence.

Petitions read.

Pursuant to the Order of the Day, the following Petitions were read:—

Of *William Dawson* and others, of the County of *Dorchester;* praying for aid to enable them to complete the road from *Point Levi* to *Kennebec.*

Of *J. O. Chevrefils*, Esquire, and others, inhabitants of the County of *Yamaska;* praying that Bridges be constructed over the *Yamaska, St. Francis* and *Nicolet* Rivers.

Of *Archibald Thompson*, Esquire, and others, inhabitants of the Township of *Stanford*, in the District of *Niagara;* praying for the removal of the County Town to a more central part, but that it may not be situated at *St. Catherines.*

Of *James K. Andrews* and others, inhabitants of the Township of *Dumfries*, in the District of *Gore;* praying for the establishment of a certain new line of road, and that the old road allowance be granted to *J. K. Andrews*, in lieu of the said new line.

Of *William Gibson*, Esquire, and others, freeholders of the Township of *Edwardsburgh;* praying that the Town line may be continued from the rear of the 5th

Petitions read. Concession to the rear of the Township, agreeably to the map in the Surveyor General's Office.

Of *William Power* and *Jean Casimir Bruneau*, Esquires, Circuit Judges in and for the District of *Quebec;* praying that the Circuit Judges of the said District may receive an allowance for travelling expenses, and indemnity for expenses already incurred.

Of *James Carpenter* and others, of *Demorestville* and its vicinity; praying that the Act 4 and 5 *Vict.*, chap. 19, may be so amended as to reduce the number of scholars required to be taught in the Grammar School of that place.

Of *Thomas Morgan*, of *Hallowell*, in the District of *Prince Edward;* praying that the Judge of the said District be appointed a Commissioner to adjust claims held by Petitioner, as well as by any others in the District, for loss by erroneous surveys of land.

Of the Municipal Council of *St. Hyacinthe;* praying that the laws relating to sleighs be repealed.

Of *John Hale* and others, Leather Manufacturers and dealers, of *Montreal;* praying that no reduction be made in the rate of duty now imposed upon Leather and Leather Manufactures.

Of *Lodicarius Beisang* and others, of *Waterloo* and other Townships; praying that a term be allowed them for obtaining their naturalization, and for a general law granting a longer period for taking the oath of allegiance, or that all aliens after a residence of seven years may take the said oath.

Of *James P. Gage* and others, of the Township of *Nelson*, in the District of *Gore;* praying that the Funds of the University of King's College may not be divided amongst different Religious Denominations.

Of *Alexander M'Naughton* and others, of the Township of *Nassagaweya;* praying that the Funds of the University of King's College, *Toronto*, may not be divided amongst various Religious Denominations.

Of *Henry F. Graham* and others, inhabitants of *Barton*, and other Townships in the District of *Gore;* praying for the construction of a Swing Bridge over the *Burlington* Bay Canal.

Of *Alexander M'Cann* and others, of *Nassagaweya;* praying that the Report of the Select Committee, recommending that a portion of the Clergy Reserve Lands may be vested in the Church Society of the Diocese of *Toronto*, be rejected.

Of the Reverend *T. G. Elliot* and others, members of the United Church of *England* and *Ireland*, in the Township of *Colchester*, in the *Western* District; and of the Reverend *Robert Harding* and others, members of the United Church of *England* and *Ireland*, in the Township of *Emily*, in the Diocese of *Toronto;* praying that measures may be adopted for vesting in the Church Society of the Diocese of *Toronto* for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall correspond with their share of the income arising from the same.

Of the Reverend *Edward G. Sutton* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec;* praying that measures may be adopted for vesting in the Church Society of the Diocese of *Quebec* for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall correspond with their share of the income arising from the same.

Of the Reverend Messire *Lamarre* and others, of the Parish of *Ste. Jeanne de l'Isle Perrot*, in the District of *Montreal;* praying for an aid to repair certain Roads, and to make a Quay and other improvements in the said Island.

Of *Sister E. Forbes* dite *M'Mullen*, Superior and other Ladies, the Religious Sisters of Charity of the General Hospital of *Montreal*, (*Sœurs Grises;*) praying to be empowered to sell certain portions of their property.

Petitions read. Of the Reverend Messire *Ducharme* and others, of *Ste. Thérèse* and other Parishes, in the County of *Terrebonne;* praying that the Registry Office for the said County may be removed from the Village of *Terrebonne* to *Ste. Thérèse de Blainville.*

Of *Robert Riddell*, Esquire, and others, of the District of *Talbot;* praying that the 4th Section of the Naturalization Law of 1841 may be revived and continued.

Of *W. F. Wallace*, Chairman of a meeting of the inhabitants of *Bayham*, and the adjoining Townships in the District of *London;* praying for aid to improve the *Port Burwell* Harbour, and to construct a Plank Road leading thereto.

Of *John Claus* and *W. Claus* of *Niagara;* praying for an enquiry into a certain Surrender made by the Six Nations Indians, on the Grand River, in *Canada* West, to the late Honourable *William Claus*, of whom they are heirs.

Of *Edmund Riselay*, Esquire, and others, of the District of *Niagara*; praying that the Act passed last Session, for the regulation of Ferries, may not apply in its operations to the River *Niagara;* and that it be restricted to Ferries entirely within the Province.

Of *G. W. Brooks* and others, inhabitants of the Town and vicinity of *Sherbrooke;* praying that the intentions of the Legislature expressed, during the last Session, on the subject of a Branch Road from *Sherbrooke* to the Eastern Townships may be carried out.

Ordered, That the Petition of Mrs. *Julia Bell*, of the City of *Toronto*, widow of the late *Æneas Bell;* and the Petition of Mrs. *Catherine M'Lennan*, widow of *Hugh M'Lennan*, late door keeper to the Legislative Assembly, be referred to the Standing Committee on Contingencies. Petitions Referred: Julia Bell. Catherine M'Lennan

Ordered, That the Petition of *Patrick Wallace* and others, of *Cobourg;* the Petition of *D. E. Boulton*, Esquire, and others; the Petition of *Thomas Molson*, Esquire, and others, inhabitants of the City of *Montreal;* and the Petition of *Lodicarius Beisang* and others, of *Waterloo* and other Townships, be referred to the Standing Committee on Private Bills P. Wallace, et al. D. E. Boulton, Esquire, et al. T. Molson, Esquire, et al. L. Beisang, et al.

Ordered, That the Petition of the Reverend *Francis J. Lundy*, Professor of Classical Literature in *M'Gill* College, be referred to the Select Committee to which was referred the Petition of *William Wickes*, A. M., and of *Edward Chapman*, B. A., of the City of *Montreal.* Rev. F. J. Lundy.

Ordered, That the Honourable Mr. *Cayley* be added to the said Committee.

Ordered, That the Petition of *Samuel Birdsall*, Esquire, and others, of the Township of *Canboro*, in the District of *Niagara;* the Petition of *James Kerby* and others, of *Bertie*, in the District of *Niagara;* the Petition of *Thomas O. Parry* and others, of the Township of *Gainsboro'*, in the District of *Niagara;* the Petition of *Ozias Buchner* and others, of the Township of *Crowland*, in the District of *Niagara;* the Petition of *John Graybill*, Esquire, and others, of the Township of *Wainfleet*, in the District of *Niagara;* the Petition of *Abraham Schooley* and others, of the Township of *Humberstone*, in the District of *Niagara;* and the Petition of *Archibald Thompson*, Esquire, and others, inhabitants of the Township of *Stanford*, in the District of *Niagara;* be referred to the Select Committee to which were referred so much of the entries in the Journals of this House of the Session of 1843, as contain the Petition of the Municipal Council of the District of *Niagara*, on the subject of the selec- Samuel Birdsall, Esq. et al. J. Kerby, et al. T. O. Parry, et al. O. Buchner, et al. J. Graybill, Esquire, et al. A. Schooley, et al. A. Thompson, Esquire, et al.

J. Harris, et al.

tion of a site for a new District Town; the Petition of *John Harris* and others, inhabitants of *Grimsby*, and other Townships, in the District of *Niagara;* and the Reports of the Select Committee to which the said Petitions were referred.

C. Gates, et al.

Resolved, That the Petition of *Calvin Gates* and others, of the Townships of *Walpole* and *Rainham*, in the District of *Talbot*, be referred to a Select Committee composed of Mr. *Thompson*, the Honourable Mr. Solicitor General *Sherwood*, the Honourable Mr. *Papineau*, Mr. *Merritt*, and Mr. *Price*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers and records.

T. Morgan.

Resolved, That the Petition of *Thomas Morgan*, of *Hallowell*, in the District of *Prince Edward*, be referred to a Select Committee, composed of Mr. *Roblin*, Mr. *Macdonald* of *Kingston*, and Mr. *Price*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

J. K. Andrews, et al.

Resolved, That the Petition of *James K. Andrews* and others, inhabitants of the Township of *Dumfries*, in the District of *Gore*, be referred to a Select Committee, composed of Mr. *Webster*, Mr. *Williams*, Mr. *Stewart* of *Bytown*, Mr. *Roblin*, and Mr. *Dickson*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

W. Duncan.

Resolved, That the Petition of *William Duncan* of *Coteau du Lac*, be referred to a Select Committee, composed of Mr. *Lantier*, Mr. *Méthot*, Mr. *Laurin*, Mr. *Macdonell* of *Stormont*, and Mr. *Guillet*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

W. M'Dougall, et al.

Resolved, That the Petition of *Wm. M'Dougall* and others, of the Township of *Hamilton*, in the District of *Newcastle*, be referred to a Select Committee, composed of Mr. *Meyers*, Mr. *Williams*, Mr. *Seymour*, Mr. *Macdonald* of *Cornwall*, and Mr. *Chalmers*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Messages from Administrator of the Government.

The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, delivered to Mr. Speaker, two Messages from His Excellency, the Administrator of the Government, signed by His Exeellency.

And the said Messages were read by Mr. Speaker, all the Members of the House being uncovered, and are as followeth:—

Lots for Public Buildings in Montreal.

CATHCART,

The Administrator of the Government recommends to the Legislative Assembly the consideration of the necessity of adopting measures to authorize the Administrator in Council to select and acquire suitable lots of ground in the City of *Montreal*, for the erection of a Residence for the Governor of the Province, of a Parliament House and Public Offices, and to provide the means of carrying these objects into execution.

GOVERNMENT HOUSE,
Montreal, 13th April, 1846.

Application of Honourable J. Papineau.

CATHCART,

The Administrator of the Government recommends to the consideration of the Legislative Assembly the accompanying application from the Honourable *L. J. Papineau*, for arrears of Salary, amounting to Four Thousand Five Hundred Pounds Currency, and not drawn by him, as Speaker of the Legislative Assembly of *Lower Canada*. 4th March, 1846.

Application of Honourable L. J. Papineau

The Administrator of the Government is advised that this debt is due in point of Law, and if the House concur in this opinion, and shall be pleased to make provision for the payment of it, the Administrator of the Government is authorized, in such case, to signify his willingness on behalf of Her Majesty's Government, to accede to Mr. *Papineau's* application.

GOVERNMENT HOUSE,
Montreal, 11th April, 1846.

(Copy.)

Montreal, 4th March, 1846.

SIR,

May I beg that you will be kind enough to submit to His Excellency, the Governor-General, for his early and favourable consideration, my just claim for the payment of arrears of Salary due to me as former Speaker of the House of Assembly.

Your sense of justice and perfect knowledge of the facts, exempt me from the necessity of entering into any explanation with reference to the nature and amount of my claim, which is founded on public documents. I therefore trust, that at the first convenient opportunity, you will lay before His Excellency all necessary information, and a detail of the circumstances which oblige me respectfully to solicit his interference, by issuing his warrant to the Receiver General, or adopting such other measure as in his wisdom and benevolence he may think proper, so as to enable me to receive a sum which I think justly due to me from Her Majesty's Government.

I am, &c.
(Signed,) L. J. PAPINEAU.

The Honourable D. DALY,
&c. &c. &c.

The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, laid before the House, by command of His Excellency, the Administrator of the Government,

Return of Commutations

Return to an Address of the Legislative Assembly, dated the 30th ultimo; praying that His Excellency, the Administrator of the Government, would be pleased to direct the proper officer to lay before the House "a Return of the number of Commutations which have taken place under the Act 8th *Victoria*, chapter 42, intituled "An Act the better "to facilitate optional Commutations of the tenure "of lands *en roture* in the Seigniories and Fiefs in "*Lower Canada*, into that of *franc alleu roturier*."

SECRETARY'S OFFICE,
Montreal, 1st April, 1846.

SIR,

I have the honour, by command of the Administrator of the Government, to request that you will be good enough to furnish me at your earliest convenience, to enable His Excellency to reply to an Address of the House of Assembly upon the subject, with a list or schedule of all Notarial agreements or *actes* which may have been deposited in your office by any Seignior or Proprietor of any Fief or Seigniory in *Lower Canada*, in pursuance of the requirements of the 3d section of the Act 8th *Vic.*, cap. 42.

I have, &c.,
(Signed,) D. DALY,
Secretary.

Honourable W. MORRIS,
Receiver General,
&c. &c. &c.

RECEIVER GENERAL'S OFFICE,
Montreal, 3d April, 1846.

SIR,

Notarial Actes. I have the honour to acknowledge the receipt of your letter of the 1st instant, and in reply thereto, I beg to state that no Notarial agreements or *actes* have as yet to my knowledge been deposited in my office by any Seignior or Proprietor of any Fief or Seigniory in *Lower Canada*, in pursuance of the requirements of the 8th *Victoria*, c. 42.

I have, &c.,
(Signed,) W. MORRIS,
Receiver General.

Honourable D. DALY,
Provincial Secretary,
&c. &c. &c.

Also,

Navigation of River Richelieu. Return to an Address of the Legislative Assembly to His Excellency, the Administrator of the Government, dated 2d instant; praying that His Excellency will be pleased to inform the House "of all such steps as have been taken by the Board of Works to complete the navigation of the River *Richelieu*, and the causes why the appropriation made to that effect by the Statute of the 4th and 5th *Victoria* has not been expended."

(Copy.) BOARD OF WORKS,
Montreal, 11th April, 1846.

SIR,

By command of His Excellency, the Administrator of the Government, I have the honour to report for his information,

That the works of the improvement of the River *Richelieu* were advertized and tenders for their construction received early in 1844.

That on the 10th July the tenders were decided on, and after the usual enquiries as to the securities, &c., the contract was executed on the 12th August of the same year.

That although considerable preparation of materials was made by the contractors, their progress with the work generally was very unsatisfactory, so much so as to compel the Board in September last to institute proceedings to take the work out of their hands. That the parties so contracted with, were those who had taken the work of the *Montreal* termination of the *Lachine* Canal, in which they also failed; and becoming bankrupt, all their outfit, as well as the materials prepared by them for the prosecution of their works, were placed in the hands of the assignees, and it has been but within the last few days that the Board have been able to make such arrangements with them as give them the command of the materials.

The work is now re-advertized, and every exertion will be made to have the work completed in the shortest possible time.

I have, &c.
(Signed,) H. H. KILLALY,
Chairman.

Honourable D. DALY,
Provincial Secretary,
&c. &c. &c.

And also,

Quebec Turnpike Roads. Return to an Address of the Legislative Assembly to His Excellency, the Administrator of the Government, dated 30th ultimo; praying that His Excellency will be pleased to acquaint the House "with the reasons why the Trustees of the *Quebec* Turnpike Roads have not caused the road from the *Côte de Champigny* (including the said *Côte*) to the Bridge commonly called the "Red Bridge" or "Commissioner's Bridge" to be Macadamized, in conformity with the Act 8th *Victoria*, chap. 55, and if the said Trustees have the intention of conforming themselves to the said law, and of Macadamizing the said road in the course of next summer."

(Copy.) *Quebec*, 7th April, 1846.

SIR,

Quebec Turnpike Roads. In answer to your letter dated the 1st instant, transmitting copy of an Address of the House of Assembly for certain information relative to the *Quebec* Turnpike Trust, I have the honour to inform you, by order of the Trustees of the *Quebec* Turnpike Roads, that they have not caused the road from the *Côte de Champigny*, including the said *Côte*, to the Bridge commonly called the Red Bridge or Commissioner's Bridge, to be Macadamized, in conformity with the Act 8th *Vict.*, c. 55, for the following reasons:—

Because the loan authorised by the said Statute of the sum of eight thousand eight hundred and eighty-two pounds currency was granted upon the petition and estimate made by the Trustees to the Legislature, for the purpose of finishing the old roads and works then in progress and previously put under their management, in which estimate the *Champigny* Road was not included; but after the petition and estimate made by the Trustees, it was included in the Act by the Legislature without any provision or grant of moneys for its construction.

To make and Macadamize the *Champigny* Road as provided for by the Act it will require a sum of three thousand pounds currency or thereabouts.

I am further directed by the Trustees to inform you, that steps have been taken by them preparatory to commencing and making the *Champigny* Road as soon as they have funds to apply to that object.

I have, &c.
(Signed,) J. PORTER,
Secretary.

Honourable D. DALY,
Provincial Secretary,
&c. &c. &c.

Ordered, That the Select Committee on Railroads have leave to report from time to time.

Report on Railroad Bills. The Honourable Mr. *Robinson*, from the Select Committee on Railroad Bills, with power to report from time to time, presented to the House the First Report of the said Committee, which was again read at the Clerk's table.

(*For the said Report, see Appendix R.*)

Magdalen Islands Bill. *Ordered*, That the Select Committee to which was referred the *Magdalen* Islands Bill, and other References, have leave to report from time to time.

Ordered, That Mr. *Leslie* be added to the said Committee.

Mr. *Christie*, from the Select Committee to which was referred the Bill relating to the *Magdalen* Islands, in the Gulf *St. Lawrence*, and to enable the inhabitants, householders thereof, to establish a Municipal Council in the said Islands, and other references, with power to report from time to time, presented to the House the First Report of the said Committee, which was again read at the Clerk's table.

(*For the said Report, see Appendix S.*)

Report on Petition of W. Rogerson, et al. Mr. *Stewart* of *Bytown*, from the Select Committee to which was referred the Petition of *William Rogerson* and others, Manufacturers of Lumber, of the Province of *Canada*, and other references, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Report. Your Committee having taken into consideration the Petitions of several parties, praying that the salary of the Supervisor of Cullers in *Quebec* be increased; beg leave to recommend that such salary be increased from four hundred to five hundred pounds, and that it should not hereafter exceed that sum.

Ordered, That the said Report be committed to a Committee of the whole House, on to-morrow.

Private Bills. Mr. *Hale,* from the Standing Committee on Private Bills, presented to the House the Fifth Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Trafalgar Road Bill. Your Committee have examined the Bill to incorporate certain persons as "the *Trafalgar, Esquesing,* and *Erin* Road Company," and have made certain amendments thereto, which they submit to your Honourable House.

Petition of A. Leslie, Esq. Your Committee have considered the Petition of *Anthony Leslie,* Esquire, Inspector of Licences for the District of *Bathurst;* praying to be protected from the consequences attendant upon his having inadvertently voted at the last Election for the County of *Lanark.* A law was passed last Session for the purpose of indemnifying such persons (being disabled from voting) as might, through ignorance of the law, have given their votes at the last General Election; but as the Election in question was held a few months subsequent to the General Election, the Petitioner's case does not come within that Act; your Committee beg leave, therefore, to recommend that a Bill be passed for his relief.

Woodstock Railroad. The Petition of *John Burwell,* Esquire, praying against the incorporation of the *Woodstock, Port Burwell,* and *Port Rowan* Railroad Company, has been referred to your Committee, but as they have already reported against the measure in question, it is unnecessary for them to take the Petition into their consideration.

Report on Petition of J. W. Sharrard, et al. Mr. *Williams,* from the Select Committee, to which was referred the Petition of *James W. Sharrard* and others, of *Pickering* and other Townships in the *Home* District, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Your Committee have considered the Petition of *James W. Sharrard* and others, of the *Home* District, praying that the ministers of the denomination called "Christians," may be allowed to celebrate Marriage; and having ascertained that the members of the said denomination, are a respectable and somewhat extensive body, they beg leave to recommend that the privilege which they desire to obtain for their ministers be granted to them, upon the same conditions as the ministers of other denominations.

"Bible Christians" Bill. *Ordered,* That Mr. *Williams* have leave to bring in a Bill to extend the benefit of a certain Act of the Parliament of *Upper Canada,* therein mentioned, to the ministers of the denomination calling themselves "Bible Christians;" and also to extend the benefit of the said Act to a certain other denomination styling themselves "Christians."

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Leslie's Indemnification Bill. *Ordered,* That Mr. *Leslie* have leave to bring in a Bill to indemnify *Anthony Leslie,* Inspector of Licenses, for having, in ignorance of the Law, voted at the late Election for the County of *Lanark.*

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Thursday next.

Great Western Railroad Bill. *Ordered,* That the Bill to incorporate a Company to extend the Great Western Railroad from *Hamilton* to *Toronto,* be committed to a Committee of the whole House, to-morrow.

Gaspé Administration of Justice Bill. *Ordered,* That the Bill for the better administration of Justice in the General Sessions of the Peace for *Gaspé,* and to prevent charges upon the Treasury of the Province, for unnecessarily summoning Jurors thereto, as reported by the Select Committee, to which was referred the *Magdalen* Islands Bill and other References, be committed to a Committee of the whole House, on to-morrow.

Trafalgar Road Bill. *Ordered,* That the Bill to incorporate certain persons, as "the *Trafalgar, Esquesing,* and *Erin* Road Company," as reported by the Standing Committee on Private Bills, be committed to a Committee of the whole House, on Thursday next.

Niagara and Detroit Rivers Railroad. *Ordered,* That the First Report of the Select Committee on Railroad Bills, upon the Petition of *John Prince,* Esquire, President of the *Niagara* and *Detroit* Rivers Railroad Company and others, freeholders and inhabitants of *Upper Canada,* be committed to a Committee of the whole House, on to-morrow.

Dempsey's Relief Bill. *Ordered,* That the Fourth Report of the Standing Committee on Private Bills, upon the Bill to authorize the Courts of Queen's Bench and of Chancery, in *Upper Canada,* in their discretion to admit *John W. Dempsey* to practise as an Attorney and Solicitor therein, together with the said Bill, be committed to a Committee of the whole House, on to-morrow.

On motion of the Honourable Mr. Attorney General *Draper,* seconded by the Honourable Mr. *Daly,*

Address, informing His Excellency of absence of Mr. Speaker. *Resolved,* That an humble Address be presented to His Excellency, the Administrator of the Government, informing His Excellency that this House, upon the application of their Speaker, the Honourable Sir *Allan Napier Macnab,* Knight, has, for the reasons assigned by him, of an impending severe domestic calamity, granted to him leave of absence from his duties, and have appointed a Member of this House to be their Speaker, until the return of Sir *Allan Napier Macnab,* their first Speaker.

Ordered, That the said Address be presented to His Excellency, the Administrator of the Government, by such Members of this House, as are of the Honourable the Executive Council of this Province.

Orders Postponed. *Ordered,* That the Orders of the Day be postponed until to-morrow.

Then, on motion of the Honourable Mr. Attorney General *Draper,* seconded by the Honourable Mr. *Daly,*

The House adjourned.

Martii, 14° *die Aprilis.*

Anno Nono, Victoriæ Reginæ, 1846.

House attends Administrator of the Government in Legislative Council Chamber. A MESSAGE from His Excellency, the Administrator of the Government, by *Frederick Starr Jarvis,* Esquire, Gentleman Usher of the Black Rod.

Mr. Speaker,

His Excellency, the Administrator of the Government, desires the immediate attendance of this Honourable House, in the Legislative Council Chamber.

Accordingly, Mr. Speaker, with the House, went to the Council Chamber,

And being returned,

Mr. Speaker reported, that when the House did attend His Excellency, the Administrator of the Government, this day, in the Legislative Council Chamber, he had addressed His Excellency, as follows, viz :—

MAY IT PLEASE YOUR EXCELLENCY,

Sir A. N. Macnab's absence.

The Legislative Assembly having, upon the application of their Speaker, Sir *Allan Napier Macnab*, Knight, for the reason assigned by him, of an impending severe domestic calamity, granted to him leave of absence from his duties, I have the honour to state that they have been pleased to appoint me to be their Speaker, until the return of Sir *Allan Napier Macnab.*

If, in the performance of the important duties thus entrusted to me, I should at any time fall into error, I trust that the fault will be imputed to me alone, and not to the Assembly, whose servant I am; and that while I have the honour to fill this high and important office, nothing may occur to affect or diminish that harmony between the different branches of the Legislature, which has hitherto so happily prevailed.

To which the Honourable the Speaker of the Legislative Council said,

Mr. Speaker,

I am commanded by His Excellency, the Administrator of the Government, to declare to you, that he receives the communication just made by you, with full confidence in the wisdom and judgment of the Assembly, who have thus appointed you to be their Speaker during the absence of Sir *Allan Napier Macnab.*

Middlesex Election.

Mr. Speaker acquainted the House that he had received the Report of the Commissioners, appointed to take evidence in the matter of the Contested Election for the County of *Middlesex.*

Supervisor of Cullers.

Mr. Speaker laid before the House the accounts of the Supervisor of Cullers to the 31st December, 1845, as required by the Act 8th *Vict.* cap. 49.

(*For the said Accounts see Appendix T.*)

Also,

Mechanic's Institute.

Statement of Property held by the Mechanic's Institute of *Montreal*, as required by the Act 8th *Vict.* cap. 93.

Mechanic's Institute of *Montreal*, April, 1846.

GENERAL ABSTRACT OF PROPERTY.

Library, 850 Volumes, estimated value...	£212	10	0
Scientific Apparatus.....	58	0	0
Chemical do	35	0	0
Minerals.....	60	0	0
Maps, Charts and Drawings.....	12	10	0
Pamphlets and unbound works.....	10	0	0
Furniture.....	75	0	0
Carpets.....	5	0	0

Certified,

JOHN OSTELL,
President of the Montreal Mechanics' Institute.

CHS. M'DONALD,
Recording Secretary.

And also,

Banks and Insurance Offices

Statements of the affairs of the Banks and Insurance Offices of the Province, received in conformity to an order of the House of the 31st ultimo.

(*For the said Statements, see Appendix U.*)

Petitions laid on the table.

The following Petitions were severally brought up and laid on the table.

By the Honourable Mr. Solicitor General *Sherwood*,—The Petition of *William Leslie*, Senior, and others, members of the United Church of *England* and *Ireland*, of the Townships of *Moore* and *Sombra;* and the Petition of the *Toronto* Board of Trade, (relating to the rate of Postage.)

Petitions laid on the table.

By Mr. *Roblin*,—The Petition of *Samuel Solmes*, Esquire, and others, of the District of *Prince Edward.*

By the Honourable Mr. *Robinson*,—The Petition of *William Gamble* and others, of the *Home* District; the Petition of the Reverend *Thomas Smith Kennedy* and others, members of the United Church of *England* and *Ireland*, in the Townships of *Darlington* and *Clarke*, in the Diocese of *Toronto;* and the Petition of *John Tipping* and others, inhabitants of the District of *Simcoe.*

By the Honourable Mr. *Baldwin*,—The Petition of *Chester Draper* and others, of *Cartwright, Mariposa*, and other Townships; the Petition of *Peter Perry* and others, inhabitants of *Whitby* and other Townships; and the Petition of *Joseph Gould* and others, of the Township of *Uxbridge*, in the *Home* District.

By Mr. *Thompson*,—The Petition of the President, Directors, and Company, of the *Gore* Bank.

By Mr. *Webster*,—The Petition of *George J. Grange* and *Thomas Hodgskin*, on behalf of a Public Meeting in the Town of *Guelph*, in the District of *Wellington.*

By Mr. *De Witt*,—The Petition of *S. B. Caldwell* and others, Leather Manufacturers and Leather Dealers.

Petition of Rev. E. G. Sutton, et al. Referred.

Ordered, That the Petition of the Reverend *Edward G. Sutton* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*, be referred to the Select Committee to which was referred the Petition of the Church Society of the Diocese of *Toronto.*

Report on Petition of Municipal Council, (Niagara.)

Mr. *Dickson*, from the Select Committee to which was referred the Petition of the Municipal Council of the District of *Niagara*, (relating to Temperance Houses,) presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Your Committee, to which was referred the Petition of the *Niagara* District Municipal Council, praying that an Act may be passed authorizing the respective District Councils of this Province to pass Bye-Laws for the regulation of Temperance Houses, beg leave to report that, in their opinion, a great necessity exists for some provision being made by law for the regulation of Temperance Houses, the same being very numerous throughout the Province; and as they hold out inducements for all well-disposed persons to frequent the same, your Committee are of opinion, that they ought to be equally required to furnish good and comfortable accommodation as well as persons taking out licenses, that those persons repairing thereto may find those comforts which they ought to receive, and which proprietors of the said Houses ought to be compelled to furnish; and therefore, the said Petition is, by your Committee, recommended to the favourable consideration of the House.

Temperance Houses Bill.

Ordered, That Mr. *Dickson* have leave to bring in a Bill to enable the District Councils in *Upper Canada* to regulate Temperance Houses.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Private Bills.

Mr. *Hale*, from the Standing Committee on Private Bills, presented to the House the Sixth Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Vidal's Relief Bill.

Your Committee have examined the Bill to vest in *Richard E. Vidal*, his heirs and assigns, the Government allowance for a Road across certain lots of land in the Township of *Sarnia*, in the *Western*

Vidal's Relief Bill.

District, now belonging to him, and have agreed to the same without amendment. While thus reporting the Bill in question, your Committee deem themselves called upon to recommend, that the party whose relief is contemplated by it, should be exempted from the usual payment required for Private Bills, in as much as it has in view the rendering legal and valid a transfer of the site of a public road, made *bonâ fide* by public authorities, the legality of which is questioned.

Bronté Harbour.

Your Committee have considered the Petition of the President and Directors of the *Bronté* Harbour Company, praying that their Act of incorporation, which expired last year, in consequence of the works not having been completed, may be renewed; and finding that a portion of the capital stock has been subscribed and paid up, and that a substantial Pier has been constructed, they beg leave to recommend that the said prayer be granted.

Petition of L. Beisang.

Your Committee have also considered the Petition of *Lodicarius Beisang* and others, complaining of the formalities and expenses to which they are subjected in order to avail themselves of the Alien Act, and praying for the passing of a general law relative to the naturalization of aliens; and your Committee, while they do not consider that the subject of a general law comes legitimately within the scope of their duties, are also of opinion, that they should not proceed further in the consideration of the Petition in question, the Executive Government being the authority to whom the Petitioners should have addressed themselves, and in whom the discretionary power of establishing the formalities complained of, is vested by the Provincial Statute.

Vidal's Relief Bill.

Ordered, That the sixth Report of the Standing Committee on Private Bills, upon the Bill to vest in *Richard E. Vidal*, his heirs and assigns, the Government allowance for a Road across certain lots of land in the Township of *Sarnia*, in the Western District, now belonging to him, be committed to a Committee of the whole House on to-morrow.

Bankrupt Laws Bill.

Ordered, That the Honourable Mr. Attorney General *Smith* have leave to bring in a Bill to continue and amend the Bankrupt Laws now in force in this Province.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next.

On motion of the Honourable Mr. Attorney General *Smith*, seconded by Mr. Solicitor General *Taschereau*,

Court House, (Montreal.)

Resolved, That this House do now resolve itself into a Committee of the whole House, to take into consideration the propriety of adopting measures for the rebuilding of a Court House in the City of *Montreal*, and of acquiring the ground necessary therefor, and of providing the necessary Funds for that object.

The House accordingly resolved itself into the said Committee.

Mr. *Duggan* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair,

And Mr. *Duggan* reported that the Committee had come to a Resolution, which he was directed to submit to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Message from Legislative Council.

A Message from the Legislative Council by *John Fennings Taylor*, Esquire, one of the Masters in Chancery.

Mr. Speaker,

The Legislative Council have passed the following Bills, to which they desire the concurrence of the Assembly.

Brockville Police (Town Lot) Bill.

"An Act to authorize the Devisees and Trustees "of the will of the late Honourable *Charles Jones*, to "convey a Town Lot therein mentioned, to the "President and Board of Police of *Brockville*, for the "uses and purposes therein mentioned."

Vanzandt's Relief Bill.

"An Act for the Relief of *Juliet Vanzandt*, wife "of *Jacob L. Vanzandt*, who claims as sister of the "half blood of *Richard Duncan*, late of *Williams-* "*burgh*, in the *Eastern* District of this Province."

Gloucester Gore Bill.

"An Act for defining and establishing the course "of the side lines of lots in the Gore of the Township "of *Gloucester*, in the District of *Dalhousie*."

And then he withdrew.

Brockville Police (Town Lot) Bill.

An Engrossed Bill from the Legislative Council, intituled, "An Act to authorize the Devisees and "Trustees of the will of the late Honourable *Charles* "*Jones*, to convey a Town Lot therein mentioned to "the President and Board of Police of *Brockville*, for "the uses and purposes therein mentioned," was read for the first time.

Vanzandt's Relief Bill.

An Engrossed Bill from the Legislative Council, intituled, "An Act for the Relief of *Juliet Vanzandt*, "wife of *Jacob L. Vanzandt*, who claims as Sister of "the half blood of *Richard Duncan*, late of *Williams-* "*burgh*, in the *Eastern* District of this Province," was read for the first time.

Gloucester Gore Bill.

An Engrossed Bill from the Legislative Council, intituled, "An Act for defining and establishing the "course of the side lines of lots in the Gore of the "Township of *Gloucester*, in the District of *Dal-* "*housie*," was read for the first time.

On motion of the Honourable Mr. *Cayley*, seconded by the Honourable Mr. Attorney General *Smith*,

Duty on Stills.

Resolved, That this House do now resolve itself into a Committee of the whole House, to take into consideration the propriety of repealing the Laws in force relating to duties on Stills, and the method of collecting the same, and of substituting other enactments therefor.

The House accordingly resolved itself into the said Committee.

Mr. *Cauchon* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair,

And Mr. *Cauchon* reported that the Committee had come to a Resolution, which he was directed to submit to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Witnesses Attendance Bill.

Ordered, That Mr. Solicitor General *Taschereau* have leave to bring in a Bill to enforce the attendance of witnesses before Magistrates in *Lower Canada*, in certain cases.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next.

Forgery Bill.

Ordered, That Mr. Solicitor General *Taschereau* have leave to bring in a Bill to amend the Law in cases of Forgery.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next.

On motion of the Honourable Mr. *Moffatt*, seconded by the Honourable Mr. *Robinson*,

Address for Communications, &c. re-

Resolved, That an humble Address be presented to His Excellency, the Administrator of the Go-

lative to M'Gill College

vernment, praying that he will be pleased to cause to be laid before this House copies of any Report or other communications made to the Executive by the Royal Institution for the advancement of learning, since last Session of the Provincial Parliament, in reference to the affairs of *M'Gill* College. Also, Copies of all correspondence, for the same period, between the Executive and the Secretary of State for the Colonies, and between the former and the Principal or Governors of *M'Gill* College, in reference to the affairs of the said College.

Ordered, That the said Address be presented to His Excellency, the Administrator of the Government, by such Members of this House as are of the Honourable the Executive Council of this Province.

St. Lawrence and Atlantic Railroad Bill.

Ordered, That the Honourable Mr. *Moffatt* have leave to bring in a Bill to amend the Act incorporating the *St. Lawrence* and *Atlantic* Railroad Company.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Leave of Absence.

Ordered, That *Malcolm Cameron*, Esquire, have leave to absent himself from this House from Saturday next, during the remainder of the Session, on urgent private business.

On motion of Mr. *Cauchon*, seconded by the Honourable Mr. *Baldwin*,

Address for Correspondence, relative to Joseph Simpson.

Resolved, That an humble Address be presented to His Excellency, the Administrator of the Government, praying that he will be pleased to cause to be laid before this House, copies of any correspondence which may have taken place between the Executive Government and *Joseph Simpson*, complaining that the Trinity House of *Quebec* have unjustly refused to give him a certificate of qualification as a Pilot, and also copies of any correspondence between the Government and the said Trinity House, on the same subject.

Ordered, That the said Address be presented to His Excellency, the Administrator of the Government, by such Members of this House, as are of the Honourable the Executive Council of this Province.

On motion of Mr. *Chalmers*, seconded by Mr. *Williams*,

Address for Communications, relative to Clergy Reserves.

Resolved, That an humble Address be presented to His Excellency, the Administrator of the Government, praying that he will be pleased to cause to be laid before this House a copy of any communications which he may have received, from Her Majesty's Secretary of State for the Colonies, relative to suspending the sale of the Clergy Reserves.

Ordered, That the said Address be presented to His Excellency, the Administrator of the Government, by such Members of this House as are of the Honourable the Executive Council of this Province.

Message from His Excellency

The Honourable Mr. Attorney General *Draper*, one of Her Majesty's Executive Council, delivered to Mr. Speaker a Message from His Excellency, the Administrator of the Government, signed by His Excellency.

And the said Message was read by Mr. Speaker, all the Members of the House being uncovered, and is as followeth:—

CATHCART.

Clergy Reserve Lands.

The Administrator of the Government transmits for the information of the Legislative Assembly in reply to their Address of the 7th instant, a copy of a Report of a Committee of the Executive Council, approved by the late Governor General, suggesting certain alterations in the Regulations prescribed by Her Majesty in Council for the sale of the Clergy Reserve Lands.

The Administrator of the Government informs the Legislative Assembly that the Report referred to has been transmitted to Her Majesty's Secretary of State for the Colonies, and is still under the consideration of the Imperial Government.

GOVERNMENT HOUSE,
Montreal, 14th April, 1846.

(Copy.)

Copy of a Report of the Executive Council, dated 17th of September, 1845; approved by His Excellency the Governor General in Council, the same day.

On the Petition of *John Armstrong*, that the amount of nine years' interest on Clergy Reserve Lot No. 15, in the Third Concession of the Township of *Lansdowne*, on which he has settled and improved may be remitted.

The Committee have attentively reconsidered the complaint of the Petitioner as well as that of many other individuals who have recently come before Your Excellency with their representations on the subject of the existing Regulations for the sale of the Clergy Reserves.

In order to bring before Your Excellency the particular circumstances of this case, it may be proper to state that under the authority of the Imperial Statute passed in the seventh and eighth years of the Reign of His Majesty King *George* the Fourth for the sale of the Clergy Reserves in the Provinces of *Upper* and *Lower Canada*, His Excellency Sir *P. Maitland*, the Lieutenant Governor of *Upper Canada*, by and with the advice of his Executive Council on the 16th day of February 1828, adopted certain Regulations for the disposal of the Clergy Reserves in that Province, the 6th of which directed "that the lots "not under lease be disposed of by private sale; the 7th "that the lots be payable by instalments as follows: "Ten per cent. upon entering into the agreement, "and the residue in nine equal annual instalments "with interest yearly or at any earlier period at the "option of the purchaser." These regulations do not require the occupants of lots not under lease to pay any back interest or rent; and it was during the time that they were in force that the greater number of the complainants went upon these lands and applied for their purchase at the then valuation.

It is well known that a large quantity of the Clergy Reserves was valued by different individuals under the authority of the Government, long prior to the Union of the Provinces, and many persons in possession of these lands so valued, repeatedly made application to the Commissioner of Crown Lands to be allowed to purchase under the Regulations then in existence, but owing to the limited quantity of Clergy Lots at the disposal annually of that officer, and to other causes unknown to the Committee, very many of these applicants were disappointed in their endeavour to become the purchasers up to the beginning of the year 1841, when all sales of the Reserves ceased.

On the 21st of October of that year, in pursuance of the Imperial Act 3 and 4 *Victoria* chapter 78, an order was passed by Her Majesty in Council for the disposal of the Clergy Lands in this Province, and it was provided by the 9th and 10th Regulations of that order, that Lessees or their Assignees, and occupants of these lands should be entitled for the space of twelve

Clergy Reserve Lands.

calendar months after the land should be offered for sale, to become the purchasers, and that all sales shall be for money in hand.

On the 10th of December 1842 Her Majesty in Council was pleased to rescind the above Regulations in order that the agent for the sale of these lands shall allow the privilege of pre-emption to Lessees or their Assignees and to occupants, and that in case of any sales to Lessees or their Assignees or occupants interest upon the purchase money at the rate of six per cent. per annum, shall be added thereto from the time the leases of such lands expired, or from the time of occupation as reported by the Inspectors.

It was also ordered by these last Regulations, that a credit of part of the purchase money shall be given; that is to say that *two-sixths* of the purchase money shall be paid in hand, and the remaining four-sixths, in four equal annual instalments, with interest at the rate of six per cent.

The Committee understand by the Petitions before them, that the Lessees whose leases have expired, and the occupants of Clergy Lots, are dissatisfied with the terms upon which the lands are now offered for sale because they are less favourable than the Regulations which existed when they took possession, and were led to expect the privilege of becoming purchasers of their respective lots, and also because they are required to pay the full amount of the purchase money within the period of four instead of ten years. They complain of the charge of *back* interest on the *present* valuation of the lands, and allege that had they been permitted to purchase at the former valuation, and under the old regulations, their condition would have been greatly preferable, as the uncertainty in which they have been kept has tended to unsettle their minds and retard their improvements. Besides which it is stated, that the present valuation exceeds in many instances the accumulated principal and interest of the former valuation.

Taking into consideration the whole of the circumstances of this very important and perplexing question, the Committee are disposed to advise Your Excellency to recommend to Her Majesty to rescind the ninth and tenth Regulations of Her Majesty's Order of the 10th December 1842, and to substitute the following:—

Ninth. That when any of the said Clergy Reserve Lands shall be offered for sale, which have been leased, the leases of which have expired, and the rent remaining unpaid, or which have been occupied without authority prior to the 1st day of January 1841, the agent for the sale of such Clergy Reserves shall allow privilege of pre-emption to such Lessees or their Assignees and to the said occupants. And, that in case of any sales to such Lessees or occupants, the parties in possession shall furnish to the Agent or the Collector of Clergy Rents, an affidavit from two neighbours shewing the period of occupancy and the nature and extent of the improvements made, and the said Agent for the collection of the Rents, shall be authorised to arrange the amount to be paid, at the customary rent of leased lots, such arrangement to be subject to revision and modification in particular cases by the Governor General in Council.

Tenth. That the said Clergy Reserve Lands shall be sold on the following terms, that is to say:—One-tenth of the purchase money to be paid in hand, and the remaining nine-tenths in nine equal instalments, payable on the first day of January in each year, with interest at the rate of six per cent. per annum, —the first of the said instalments to fall due and be payable on the first day of January next ensuing after any such sale. Provided always, that the purchaser or purchasers shall be at liberty to pay the whole purchase money or any instalment or instalments, with interest to the day of payment in anticipation of the same becoming due. Clergy Reserve Lands.

Fifteenth. That the privilege of pre-emption granted by the ninth Regulation to Lessees and their Assignees, whose leases expired previous to the first day of January 1841, and also to occupants of Clergy Lots without authority prior to the same date, shall not be considered to extend to such Lessees or their Assignees, or to such occupants as do not on or before the first day of January 1847 make application to the Commissioner of Crown Lands, for the purchase of the Clergy Lots which they respectively occupy, and who do not on or before that day, pay to the Agent for the collection of rents, all rents which may be due, according to the ninth Regulation of this date.

Sixteenth. That no person who may without authority after the first day of January 1846, enter upon or possess himself of any Clergy Lot, shall be regarded as having any claim to pre-emption as the purchaser, and the Commissioner of Crown Lands shall not deal with any such occupant as being entitled to any consideration, by reason of his having so entered upon any Clergy Lot.

The Committee would humbly advise your Excellency to represent to Her Majesty's Principal Secretary of State for the Colonies, the probability of a greater quantity of Clergy Reserves being applied for by purchasers, during the year 1846, than one hundred thousand acres, and soliciting his approbation of sales being made by the Commissioner of Crown Lands to a greater extent, if necessary.

Certified.

(Signed,) E. PARENT.

Ordered, That the said Message, together with the Minute of the Executive Council, accompanying the same, be printed for the use of the Members of this House. Message and Report to be Printed.

Ordered, That *John Prince*, Esquire, have leave to absent himself from this House, from Saturday next, during the remainder of the Session, on urgent private business. Leave of Absence.

On motion of Mr. *Lantier*, seconded by Mr. *Méthot*,

Resolved, That an humble Address be presented to His Excellency, the Administrator of the Government, praying that he will be pleased to cause to be laid before this House, a Statement showing the different Tenders offered and made for the lease of the Tolls on the *Cascades* Plank Road during the current year; the dates of all such tenders, by whom they were made, at what amount or price, and to whom and when the Tolls on the *Cascades* Plank Road were let for the current year, commenced since the spring of 1845. Address relative to Cascades Plank Road.

Ordered, That the said Address be presented to His Excellency the Administrator of the Government, by such Members of this House as are of the Honourable the Executive Council of this Province.

Ordered, That Mr. *Macdonald* of *Kingston*, have leave to bring in a Bill to incorporate "the Wolfe Island, *Kingston* and *Toronto* Railroad Company." Wolfe Island Railroad Bill.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

On motion of the Honourable Mr. *Aylwin*, seconded by Mr. *Chabot*,

Resolved, That an humble Address be presented to His Excellency, the Administrator of the Go- Address for Statement of

Timber Licenses.

vernment, praying that His Excellency will be pleased to cause to be laid before this House, a Statement of all Licences for cutting Timber upon the Crown Lands in the County of *Saguenay*, containing the names of the parties to whom such Licences have been issued.

Ordered, That the said Address be presented to His Excellency, the Administrator of the Government, by such Members of this House as are of the Honourable the Executive Council of this Province.

On motion of the Honourable Mr. *Aylwin*, seconded by Mr. *Chabot*,

Address for Statement of Location Tickets.

Resolved, That an humble Address be presented to His Excellency, the Administrator of the Government, praying that His Excellency will be pleased to cause to be laid before this House, a Statement of all Location Tickets for occupation of Lands for mining purposes in that part of this Province which heretofore constituted the Province of *Upper Canada*, and the names of the parties to whom the same have been given.

Ordered, That the said Address be presented to His Excellency, the Administrator of the Government, by such Members of this House as are of the Honourable the Executive Council of this Province.

Government Roads Bill.

Ordered, That Mr. *Sherwood* of *Brockville*, have leave to bring in a Bill to prevent the opening of Government allowances for Roads, without an order from the Municipal Council of the District in which the said allowances are situated.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Thursday next.

On motion of Mr. *Chabot*, seconded by the Honourable Mr. *Aylwin*,

Address for Correspondence relative to Quebec Trinity House.

Resolved, That an humble Address be presented to His Excellency, the Administrator of the Government, praying that he will be pleased to communicate to this House, a copy of all correspondences which have taken place between the Executive Government and the *Quebec* Trinity House and the *Quebec* Corporation, concerning the place called "*Cul de Sac*" in the City of *Quebec*, from the 1st January, 1840, up to this date.

Ordered, That the said Address be presented to His Excellency the Administrator of the Government, by such Members of this House as are of the Honourable the Executive Council of this Province.

Commissioners Courts Bill,

Ordered, That Mr. *Laurin* have leave to bring in a Bill to amend an Act therein mentioned, and to allow certain Fees to Advocates appearing in cases before Commissioners Courts, in the Towns of *Quebec*, *Montreal*, and *Three Rivers*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Wednesday the twenty-second instant.

Montreal and Lachine Railroad Bill.

Ordered, That Mr. *Macdonald* of *Kingston*, have leave to bring in a Bill to incorporate "the *Montreal* and *Lachine* Railroad Company."

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Huntingdon Plank Road.

On motion of Mr. *Colvile*, seconded by Mr. *Brooks*, *Resolved*, That this House do now resolve itself into a Committee of the whole House, to consider the propriety of incorporating "the *Huntingdon* Plank Road Company."

Huntingdon Plank Road.

The House accordingly resolved itself into the said Committee.

Mr. *Murney* took the Chair of the Committee, and after some time spent therein;

Mr. Speaker resumed the Chair.

And Mr. *Murney* reported that the Committee had come to a Resolution, which he was directed to submit to the House whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Notarial Profession Bill, (L. C.)

Ordered, That Mr. *Laurin* have leave to bring in a Bill for the better regulation of the Notarial profession in *Lower Canada*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time to-morrow.

Supervisor of Cullers Accounts to be Printed.

Ordered, That the Accounts of the Supervisor of Cullers, to the 31st December, 1845, laid before the House this day, be printed for the use of the Members of this House.

Montreal Turnpike Roads.

Ordered, That the Select Committee, to which was referred the Petition of *E. Guy*, Esquire, and others, residing on the *Lower Lachine* road, and other references, have leave to report from time to time.

Petition of Rev. G. L. Lemoine Printed.

Ordered, That three hundred copies of the Petition of the Reverend *George L. LeMoine* and others, of the County of *Quebec*, be printed for the use of the members of this House.

Hastings Titles Bill.

The Order of the Day for the second reading of the Bill to remedy certain defects in the registration of titles in the County of *Hastings*, in *Upper Canada*, being read;

The said Bill was accordingly read and committed to a Committee of the whole House on Friday next.

Supply to Her Majesty.

The Order of the Day for the House in Committee to consider of the Supply granted to Her Majesty, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Colvile* took the Chair of the Committee, and after some time spent therein;

Mr. Speaker resumed the Chair.

And Mr. *Colvile* reported that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, That the said Committee have leave to sit again on Tuesday next.

Huron Rates and Taxes Bill.

The Order of the Day for the second reading of the Bill to provide for the recovery of the Rates or Taxes intended to be imposed by certain By-Laws of the District Council of the District of *Huron*, being read;

The said Bill was accordingly read, and ordered to be Engrossed.

School Bill, (U. C.)

The Order of the Day for the House in Committee on the Bill for the better establishment and maintenance of Common Schools in *Upper Canada*, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Chabot* took the Chair of the Committee.

Several Members having retired, Mr. Speaker resumed the Chair.

Quorum.

The names of the Members present were taken down, as followeth:—

Quorum.

Mr. Speaker.

Messieurs *Baldwin*, *Cayley*, *Chabot*, *Chauveau*, *De Witt*, Attorney General *Draper*, *Lantier*, *Laurin*, *Méthot*, *Petrie*, *Sherwood* of BROCKVILLE, and *Smith* of WENTWORTH.

And at midnight Mr. Speaker adjourned the House for want of a Quorum.

Mercurii, 15° *die Aprilis.*

ANNO NONO, VICTORIÆ REGINÆ, 1846.

Petitions laid on the table.

THE following Petitions were severally brought up and laid on the table:—

By Mr. *Macdonell* of *Dundas*,—The Petition of *John Laing* and others, of the *Eastern* District.

By Mr. *Christie*,—The Petition of *H. O'Hara*, Esquire, and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*.

By the Honourable Mr. *Moffatt*,—The Petition of *J. S. M'Cord*, Esquire, and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*.

By Mr. *Chalmers*,—The Petition of *William B. Kerns* and others, members of the United Church of *England* and *Ireland*, in the Township of *Nelson*, in the District of *Gore*.

By Mr. *Taché*,—The Petition of *Joseph Hudon*, Esquire, President, and *Jean Bte. Martin*, Secretary, on behalf of the Corporation of the Municipality of *St. Paschal*, in the County of *Kamouraska*; the Petition of *Joseph Ouellet*, Esquire, and others, of *Trois Pistoles*, in the County of *Rimouski*; and the Petition of the Reverend *F. X. De L'âge*, and others, of the City of *Quebec*, and of *St. Michel* and other Parishes.

By Mr. *Bertrand*,—The Petition of *J. B. A. Chamberland*, Esquire, and others, of the County of *Rimouski*.

By Mr. *Brooks*,—The Petition of *Joseph Smith* and others, inhabitants of the Township of *Compton*, in the District of *St. Francis*.

By Mr. *Prince*,—The Petition of *Samuel Gardiner*, Esquire, and others, inhabitants of *Sandwich* and its neighbourhood, in the *Western* District.

By Mr. *Cummings*,—The Petition of *Andrew Pettit* and others, members of the United Church of *England* and *Ireland*, in the Township of *Grimsby*, in the Diocese of *Toronto*; and the Petition of *Thomas Willson* and others, of *Thorold*, in the District of *Niagara*.

By Mr. *Hale*,—The Petition of Mrs. *Lucinda Lane*, mother of *William Lane*, late Clerk in the Provincial Secretary's office.

Huron Rates and Taxes Bill.

An Engrossed Bill to provide for the recovery of the Rates or Taxes intended to be imposed by certain By-laws of the District Council of the District of *Huron*, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That the Honourable Mr. *Cayley* do carry the said Bill to the Legislative Council and desire their concurrence.

Petitions read.

Pursuant to the Order of the Day, the following Petitions were read:—

Of the Honourable *R. U. Harwood* and others, of *Vaudreuil*; praying for aid to construct a Road and Bridges leading to the City of *Montreal*.

Of the Reverend *David Leavitt* and others, Ministers and members of the Christian Universalist Association of *Canada* West; and of the Reverend *Benjamin Fralick* and others, the Ministers and members of the Christian Universalist Association for *Canada* West; praying that they may enjoy the same rights and privileges as other religious bodies.

Petitions read.

Of the Municipal Council of the District of *Bathurst*; praying that they may receive the School Grant for 1845.

Of the Municipal Council of the District of *Bathurst*; praying that the Charter of King's College may be established upon a liberal basis, and that a Chair for Agriculture and Agricultural Chemistry be established therein.

Of the Reverend *William Dick*, on behalf of the *Ottawa* Baptist Association, convened at *St. Andrews*; praying that all Her Majesty's subjects in this Province may partake equally of the benefits of King's College.

Of the Reverend *William Dick*, on behalf of the *Ottawa* Baptist Association, convened at *St. Andrews*; praying that no alteration may be made in the Imperial Act respecting the Clergy Reserves.

Of *Thomas S. Shenston* of *Woodstock*; complaining that he has been ill-used by a certain Magistrate in the District of *Brock*, and praying relief.

Of *T. Appleton* and others, Contractors, Master Builders, and Masons of *Montreal*; praying for the repeal of a certain ancient French Law, which compels them to guarantee the stability and durability of their work for ten years.

Of the Mayor, Aldermen, and Commonalty of the City of *Toronto*; praying for certain amendments to the Acts Incorporating the said City.

Of *George Perry* and others, of the City and Parish of *Montreal*, the Parish of *Longueuil*, and neighbouring places; of the Municipal Council of *Hochelaga*; and the Petition of *William Giroux* and others, of *Hochelaga* and *Montreal*; praying that no extension of privileges may be granted to the Trustees of the *Longueuil* and *Chambly* Turnpike Road.

Of *Jean Baptiste Rousseau* and others, inhabitants of *Forsyth* and other Townships, in the County of *Megantic*; praying an aid for the improvement of the *Lambton* Road.

Of *Robert H. Bruce*, Esquire, and others, inhabitants residing on the *Grand* River, in the County of *Haldimand*; praying that measures may be taken for the reduction of certain Rivulets in the said County to their original width, by raising embankments.

Of *James Blott*, Esquire, and others, inhabitants of the Township of *Dunn*, in the District of *Niagara*; and of *William Chalmers* and others, inhabitants of the Township of *Sherbrooke Forest*, in the District of *Niagara*; praying that the District Town may be removed to *Port Robinson*.

Of *G. Wrong* and *Alexander Saxton*, Esquires, in behalf of the inhabitants of the Township of *Malahide*; praying for aid to construct a Harbour at *Port Burwell*.

Of *Henry Puddicombe* and others, members of the United Church of *England* and *Ireland*, in the Township of *Wilmot*, in the District of *Wellington*, in the Diocese of *Toronto*; of the Reverend *Alexander Pyne*, A.B., and others, members of the United Church of *England* and *Ireland*, in the Townships of *Sarnia* and *Plympton*, in the Diocese of *Toronto*; of *James Rosamond* and others, members of the United Church of *England* and *Ireland*, in the Village of *Carlton Place*, of the Diocese of *Toronto*; of *S. Ormsby* and others, members of the United Church of *England* and *Ireland*, in *Richmond* and its vicinity; and of *A. Rainsford* and others, members of the United Church of *England* and *Ireland*, in the Township of *Osnabruck*, in the County of *Stormont*, in the Diocese of *Toronto*; praying that measures may be adopted for vesting in the Church Society of the Diocese of *Toronto*, for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall correspond with their share of the income arising from the same.

Petitions read.

Of *John King*, Esquire, M.D., and *George R. Grasett*, Esquire, L.M., on behalf of the *Toronto* Medico-Chirurgical Society; praying for the establishment of a College of Physicians and Surgeons in *Upper Canada*.

Of *William Charles Hume*, Esquire, in behalf of the inhabitants of *Orillia* and adjoining Townships; praying for the completion of a certain interval of the *Windsor* Harbour and *Sturgeon Bay* Road.

Of *Thomas Ewart*, Esquire, and others of the City of *Toronto*; of *John Murphy* and others, inhabitants of the Township of *Vaughan*, in the *Home* District; of *Daniel Knowles* and others, inhabitants of the Townships of *Scarborough* and *Pickering*; of *Henry Miller* and others, inhabitants of the Township of *Markham*, in the *Home* District; praying that no partition be made of the endowment of King's College, but that it be protected from mismanagement.

Of *William Steel* and others, inhabitants of the Townships of *Scarborough* and *Pickering*; praying that no division be made of the Clergy Reserve Lands, but that they may be sold for the benefit of general education.

Of *Newton Bosworth* and others, members of the Baptist Church in *Paris, Upper Canada*; praying that there may be no Theological Chair in the University of King's College, but that it be for the promotion of general education.

Of the Reverend *J. M. Cramp*, in behalf of the *Canada* Baptist Union; praying that no aid be granted to denominational Schools or Colleges.

Of the Reverend *J. M. Cramp*, in behalf of the *Canada* Baptist Union; praying that no division may be made of the Clergy Reserve Lands.

Of the Reverend *J. M. Cramp*, in behalf of the *Canada* Baptist Union; praying for an alteration in the Charter and against a division of the endowment of the University of King's College.

Of *Thomas Corcoran* and others, of the Town of *Bytown*; praying that no Act be passed Incorporating the said Town.

Of the President and Board of Police of *Belleville*; praying that their Act of Incorporation may be amended.

Of *Gideon B. White* and others, of the Township of *Hillier*; praying that a certain Survey in the said Township may remain as it is at present.

Of *Andrew Austin* and others, Medical practitioners of the District of *Prince Edward*; praying that certain measures be taken to organize the Medical Profession in this Province, and to place it on a proper footing.

Of the Venerable *George O'Kill Stuart* and others, inhabitants of the Town and Township of *Kingston*; praying against the passing of any Act to include Lot No. 24 within the limits of the said Town.

Of the Reverend *Job Deacon* and others, members of the United Church of *England* and *Ireland*, in the Parishes of *Adolphustown* and *Fredericksburgh*, in the *Midland* District; praying that the Church of *England* may have the control of its share of the Common School Funds.

Of the Reverend *J. L. Alain* and others, of the District of *Gaspé*; praying that the proposed Bill relating to Marriages in the District of *Gaspé* may not pass into a Law.

Of *Isaac Hilgrove Gosset*, Esquire, of the Island of *Jersey*; praying that the proposed Bill, relating to Marriages in the District of *Gaspé*, may not pass into a Law.

Of *Louis T. Besserer* and others, of the Town of *Bytown*; praying for an Act of Incorporation for the said Town.

Of *Robert Stobo* and others, of the District of *Bathurst*; praying for the Survey of a certain Line for a Road in *Ramsay* and *Packenham*.

Petitions read.

Of *Peter Adams* and others, inhabitants of the District of *Johnstown*; praying that the Road from *Point Cardinal* to *Heck's Corners*, in the Township of *South Gower*, be completed, and that it be placed under the control of the Board of Works.

Of *Hiram Adams* and *Abel S. Pope*, of the Township of *Edwardsburgh*, in the District of *Johnstown*; complaining of the seizure of certain articles by the Custom House Officers, and praying relief.

Of *George Crawford*, Esquire, Chairman on behalf of a meeting of the inhabitants of the Town of *Brockville*; praying for the passing of a certain Act for the assessment of real and personal property in the Town of *Brockville*.

Of *Ichabod Smith* and others, Trustees of *Stanstead* Seminary; praying for the usual aid in support of the said institution.

Of the Right Reverend the Lord Bishop of *Montreal*, and others, the Committee of management of the National Schools at *Quebec*; praying for an aid in support of the said institutions.

Of *Jeffery Hale*, Esquire, and others, President and members of the *Quebec* British and Canadian School Society; praying for aid in support of the said institution.

Of *G. H. Ryland*, Esquire, and others, Registrars in the District of *Montreal*; praying that means may be devised for securing to them remuneration for the duties of the said office.

Of *Alphonso Wells*, of the City of *Montreal*; praying remuneration for his services as Commissioner on the part of *Canada*, for determining the Boundary Line between *Canada* and *New Brunswick*.

Of *Charles Baker* and others, Master Mechanics of the City of *Toronto*; praying for the passing of an Act to compel Apprentices to serve during the whole term of their engagements.

Of *William Evans* and others, of the Parish of *Montreal*; praying for certain amendments to the Turnpike Act.

Of *John Gibson* and others, of the Townships of *Clarke* and *Manvers*, in the District of *Newcastle*; praying for aid to construct a Road through the said Townships to Lake *Ontario*.

Of *Joseph P. Slocum*, of *Port Sarnia*, and of *James Hannah*, of the Township of *Sarnia*; praying that a certain Road in the said Township may not be closed up as petitioned for by Captain *R. E. Vidal*.

Of *John Burwell*, of *Port Burwell*, Esquire; praying for a grant of Land for all the Loyal Volunteers during the late insurrection and invasions.

Of *J. H. Culp*, of the Township of *Stanford*, in the District of *Niagara*; praying for the payment of a certain amount due by the Provincial Government to the Estate of the late *Robert Randall*.

Of *Dilly Coleman* and others, of the Township of *Thorold*, in the District of *Niagara*; praying for the removal of the County Town, but that it may not be situated at *St. Catherines*.

Of *John Lemon* and others, of *Willoughby*, in the District of *Niagara*; and of *Arthur Johnston* and others, of the Township of *Bertie West*, in the District of *Niagara*; praying that the District Town may be removed to *Port Robinson*.

Of *Walter H. Dickson*, Esquire, and others, of the Town of *Niagara*; praying for the passing of an Act to regulate and protect the Fisheries in the Lakes of the Province.

Of *H. Davidson* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*; praying that measures may be adopted for vesting in the Church Society of the Diocese of *Quebec*, for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall correspond with their share of the income arising from the same.

Petitions read.

Of *Féréol Roy*, Esquire, and others, inhabitants of the South Shore of the River *St. Lawrence*, in the District of *Quebec*; praying that the exclusive privilege of using the Ferry across the said River, demanded by *H. N. Patton*, Esquire, and others, be not granted to them.

Of *Jean Baptiste Laverdière* and others, of *Bellechasse*; praying for aid to facilitate their internal communications.

Of the President, Directors, and Company of the Commercial Bank of the *Midland* District; praying for Relief from the payment of the Tax on the circulation of Bank Notes.

Of *M. T. Hunter*, President of the Merchant Seamen's Society of *Kingston*; praying for exemption from the payment of Harbour Dues in certain cases.

Petitions referred:

W. Evans, et al.

Hon. R. U. Harwood, et al.

Ordered, That the Petition of *William Evans* and others, of the Parish of *Montreal*; and the Petition of the Honourable *R. U. Harwood* and others, of *Vaudreuil*, be referred to the Select Committee, to which was referred the Petition of *E. Guy*, Esquire, and others, residing on the Lower *Lachine* road, and other references.

Instruction.

Ordered, That it be an instruction to the said Committee, to take and receive the evidence and opinion of the Chairman of the Board of Works, on that part of the Petition of the Honourable *R. U. Harwood* and others, of *Vaudreuil*, which refers to the propriety of opening the road from *Montreal* to *St. Ann's*, through the interior of the Island of *Montreal*; and also on the Petition of *Edward M'Naughton* and others, of the Parishes of *Ste. Anne*, *Ste. Geneviève*, and *Pointe Claire*.

A. Rainsford, et al.

Ordered, That the Petition of *A. Rainsford* and others, members of the United Church of *England* and *Ireland*, in the Township of *Osnabruck*, in the County of *Stormont*, in the Diocese of *Toronto*; the Petition of the Reverend *William Dick*, on behalf of the *Ottawa* Baptist Association, convened at *St. Andrews*, (relating to the Clergy Reserves;) the Petition of *James Rosamond* and others, members of the United Church of *England* and *Ireland*, in the village of *Carlton Place*, in the Diocese of *Toronto*; and the Petition of *S. Ormsly* and others, members of the United Church of *England* and *Ireland*, in *Richmond* and its vicinity; be referred to the Select Committee, to which was referred the Petition of the Church Society of the Diocese of *Toronto*, and other references.

Ottawa Baptist Association.

Ordered, That the Petition of the Reverend *William Dick*, on behalf of the *Ottawa* Baptist Association, convened at *St. Andrews*, (relating to King's College;) the Petition of *Alexander M'Cann* and others, of *Nassagaweya*; the Petition of *James P. Gage* and others, of the Township of *Nelson*, in the District of *Gore*; and the Petition of *Alexander M'Naughton* and others, of the Township of *Nassagaweya*, be referred to the Select Committee, to which was referred the Petition of *George Roe* and others, of the County of *Russell*, and other references.

Inhabitants of Bayham, &c.

Ordered, That the Petition of *W. F. Wallace*, Chairman of a meeting of the inhabitants of *Bayham* and the adjoining Townships in the District of *London*; and the Petition of *G. Wrong* and *Alexander Saxton*, Esquires, in behalf of the inhabitants of the Township of *Malahide*, be referred to the Select Committee, to which was referred the Petition of *James Hutchison* and *James F. M'Carthy*, on behalf of a Public Meeting of the inhabitants of *Bayham*, and other Townships in the Districts of *London*, *Oxford* and *Talbot*.

Inhabitants of Malahide.

Rev. J. L. Alain, et al. / I. H. Gosset.

Ordered, That the Petition of the Reverend *J. L. Alain* and others, of the District of *Gaspé*; and the Petition of *Isaac Hilgrove Gosset*, Esquire, of the Island of *Jersey*, be referred to the Select Committee, to which was referred the *Magdalen* Islands Bill, and other references.

Commercial Bank, (M.D.)

Ordered, That the Petition of the President, Directors, and Company of the Commercial Bank of the *Midland* District be referred to the Select Committee, to which was referred the Petition of the Bank of *Upper Canada*.

W. Chalmers, et al. / J. Blott, et al. / A. Johnston, et al. / J. Lennon, et al. / D. Coleman, et al.

Ordered, That the Petition of *William Chalmers* and others, inhabitants of the Township of *Sherbrooke Forest*, in the District of *Niagara*; the Petition of *James Blott*, Esquire, and others, inhabitants of the Township of *Dunn*, in the District of *Niagara*; the Petition of *Arthur Johnston* and others, of the Township of *Bertie West*, in the District of *Niagara*; the Petition of *John Lemon* and others, of *Willoughby*, in the District of *Niagara*; and the Petition of *Dilly Coleman* and others, of the Township of *Thorold*, in the District of *Niagara*; be referred to the Select Committee, to which were referred so much of the Entries in the Journals of this House of the Session of 1843, as relate to the Selection of a Site for a new District Town for the District of *Niagara*.

Rev. D. Leavitt et al.

Resolved, That the Petition of the Reverend *David Leavitt* and others, ministers and members of the Christian Universalist Association of *Canada* West, be referred to a Select Committee, composed of Mr. *Cameron*, Mr. *Williams*, and Mr. *Price*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Rev. B. Fralick et al.

Ordered, That the Petition of the Reverend *Benjamin Fralick* and others, the ministers and members of the Christian Universalist Association for *Canada* West, be referred to the said Committee.

Bathurst Municipal Council.

Resolved, That the Petition of the Municipal Council of the District of *Bathurst*, (relating to King's College) be referred to a Select Committee, composed of Mr. *Cameron*, the Honourable Mr. Attorney General *Draper*, Mr. *Roblin*, Mr. *Hall*, and Mr. *Stewart* of *Bytown*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

E. Risely, et al.

Resolved, That the Petition of *Edmund Risely*, Esquire, and others, of the District of *Niagara*, be referred to a Select Committee, composed of Mr. *Dickson*, the Honourable Mr. *Baldwin*, the Honourable Mr. Solicitor General *Sherwood*, Mr. *Cummings*, and Mr. *Merritt*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

P. Besse, et al.

Resolved, That the Petition of *P. Besse* and others, of *Chambly*, in the County of *Chambly*, be referred to a Select Committee, composed of Mr. *Lacoste*, the Honourable Mr. *De Bleury*, Mr. *Franchere*, Mr. *Armstrong*, Mr. *Colvile*, Mr. *Boutillier*, and Mr. *Jobin*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Agricultural Society of Chambly.

Resolved, That the Petition of *Gabriel Marchand*, Esquire, President and others, the officers and members of the Committee of the Agricultural

Agricultural Society of Chambly.

Society of the County of *Chambly*, be referred to a Select Committee, composed of Mr. *Lacoste*, Mr. *Franchère*, Mr. *LeMoine*, Mr. *Colvile*, and Mr. *Armstrong*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

J. P. Gage, et al.

Resolved, That the Petition of *J. P. Gage* and others, of the Townships of *Nelson* and *Saltfleet*, in the District of *Gore*, be referred to a Select Committee, composed of Mr. *Chalmers*, Mr. *Smith* of *Wentworth*, and Mr. *Cummings*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

H. F. Graham, et al.

Ordered, That the Petition of *Henry F. Graham* and others, inhabitants of *Barton* and other Townships, in the District of *Gore*, be referred to the said Committee.

R. H. Bruce, et al.

Resolved, That the Petition of *Robert H. Bruce*, Esquire, and others, inhabitants residing on the *Grand* River, in the County of *Haldimand*, be referred to a Select Committee, composed of Mr. *Thompson*, Mr. *Cummings*, Mr. *Dickson*, Mr. *Roblin*, and Mr. *Williams*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Notarial Titles, &c. Bill, (L.C.)

Mr. Solicitor General *Taschereau*, from the Select Committee, to which was referred the Bill to remove all doubts as to the validity of certain deeds, instruments, and documents, executed before Notaries in *Lower Canada*, and to secure the rights, titles, and interest, of all parties concerned therein, reported that the Committee had gone through the Bill, and had made several amendments thereto, which amendments were again read at the Clerk's table.

Ordered, That the said Bill and Report be committed to a Committee of the whole House on Monday next.

Magdalen Islands Bill.

Mr. *Christie*, from the Select Committee, to which was referred the *Magdalen* Islands Bill, and other references, with power to report from time to time, reported that the Committee had gone through the Bill relating to the *Magdalen* Islands, in the Gulf of *St. Lawrence*, and to enable the inhabitants, householders thereof, to establish a Municipal Council in the said Islands, and had made several amendments thereto, which amendments were again read at the Clerk's table.

Ordered, That the said Bill and Report be committed to a Committee of the whole House, on Monday next.

Petition of the Commercial Bank, M.D.

Mr. *Macdonald* of *Kingston*, from the Select Committee, to which was referred the Petition of the President, Directors, and Company of the Commercial Bank of the *Midland* District, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Report.

Your Committee find that, of the three hundred thousand pounds of new stock added to the Capital Stock of the Commercial Bank, by the Statute 6th *Victoria*, chapter 26, there still remains, not paid up, the sum of one hundred and sixty-nine thousand six hundred and fifty pounds. The time for paying up the whole of this new stock, will expire on the 12th day of October, 1847, and the Petitioners are desirous that this time should be extended for four years more.

Your Committee think this request a reasonable one, and recommend that the time

Report.

for holding the annual General Meeting of the Shareholders of the Capital Stock of the Bank, should be altered from the second to the first Tuesday in July of each year, as it appears that such alteration will be more convenient for the purpose of preparing and exhibiting to the Shareholders the Statement of the Bank affairs required by law.

The Petitioners complain that, by the stringent provisions of the 20th section of their last extended Charter, they are prevented from taking either real or personal property in satisfaction of debts previously contracted with them, or purchased at sales on judgments recovered by them. These restrictions are, in the opinion of your Committee, equally injurious to the Petitioners and their debtors. The Bank is deprived of means of saving itself from loss which are allowed to all other creditors, and is obliged, in many cases, to refuse offers of compromise, and to sell the property of those indebted to them at a price which is insufficient to pay the debt in full, and is at the same time ruinous to the debtor.

Your Committee are therefore of opinion, that while Banks should not be permitted to lend money on the security of property, real or personal, they should be allowed to receive, in payment or satisfaction of debts already incurred, such property as their debtors are able to give them.

Commercial Bank Charter Amendment Bill.

Ordered, That Mr. *Macdonald* of *Kingston*, have leave to bring in a Bill to amend an Act, intituled, "An Act to extend the Charter of "the Commercial Bank of the *Midland* Dis- "trict, and to increase its Capital Stock."

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

On motion of Mr. *Sherwood* of *Brockville*, seconded by Mr. *Seymour*,

Brockville Police.

Resolved, That this House do now resolve itself into a Committee of the whole House, to take into consideration the propriety of amending an Act, passed in the second year of the Reign of His late Majesty, *William* the Fourth, establishing a Board of Police in the Town of *Brockville;* and also the Laws relating to Assessments and Statute Labour, of that part of this Province called *Upper Canada*, so far as they relate to the said Town.

The House accordingly resolved itself into the said Committee.

Mr. *Foster* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair.

And Mr. *Foster* reported that the Committee had come to a Resolution, which he was directed to submit to the House whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Sheriffs' Poundage Bill.

Ordered, That Mr. *Sherwood* of *Brockville* have leave to bring in a Bill, to regulate the Poundage to be received by Sheriffs on Executions, and for other purposes therein mentioned.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

School Act Amendment Bill. (U.C.)

Ordered, That Mr. *Roblin* have leave to bring in a Bill to amend the Act therein mentioned relating to the appropriation of moneys derived from the sale of School Lands in *Upper Canada*.

He accordingly presented the said Bill to the House, and the same was received and read for the

first time, and ordered to be read a second time on Wednesday next.

Bathurst School Moneys Bill.

Ordered, That Mr. *Cameron* have leave to bring in a Bill to enable the District of *Bathurst* to receive the School moneys apportioned to it in the year one thousand eight hundred and forty-five, notwithstanding the failure of the District Council to levy an equal sum.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Address for Names of Government Officers.

On motion of Mr. *Cameron*, seconded by Mr. *Thompson*,

Resolved, That an humble Address be presented to His Excellency, the Administrator of the Government, praying that His Excellency will cause to be laid before this House a continuation of the Statement submitted to this House on the twentieth of March, 1845, containing the names of all persons appointed to office of emolument from November 1843, to the ninth of December, 1844; that this House may have the names of all persons appointed to office since the date of the said document, with the designation of the office, the rate of salary, and the authority under which they were so appointed.

Ordered, That the said Address be presented to His Excellency, the Administrator of the Government, by such Members of this House as are of the Honourable the Executive Council of this Province.

Odd Fellows' Bill.

Mr. *Foster* moved, seconded by the Honourable Mr. *Moffatt*, for leave to bring in a Bill to enable the several Lodges of the Society of "Odd Fellows" to hold real and personal estate in this Province.

The question having been put on the said motion, a division ensued, and the names being called for they were taken down as followeth:—

YEAS.

Messieurs *Berthelot, Bertrand, Cameron, Cayley, Chalmers, Christie, Colvile, Cummings, Daly, Dickson*, Attorney General *Draper, Duggan, Ermatinger, Foster, Franchère, Gowan, Hale, Hall, Johnston, Lacoste, Lantier, Laterrière, Laurin, Leslie, Macdonald* of CORNWALL, *Macdonald* of GLENGARY, *Macdonald* of KINGSTON, *Macdonell* of STORMONT, *M'Connell, Méthot, Meyers, Moffatt, Monro, Murney, Papineau, Petrie, Prince, Riddell, Robinson, Roblin, Seymour*, Solicitor General *Sherwood*, Attorney General *Smith, Smith* of WENTWORTH, *Stewart* of PRESCOTT, Solicitor General *Taschereau, Thompson, Viger, Webster*, and *Williams*.—(50.)

NAYS.

Messieurs *Cauchon, Chabot, Chauveau, DeWitt, Drummond, Jobin, LaFontaine*, and *Nelson*.—(8.)

So it was carried in the affirmative;

And he accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Wednesday next.

Members discharged from Attendance on Committee.

Ordered, That Mr. *LeBoutillier*, agreeably to his own request, be discharged from further attendance upon the Select Committee to which was referred the *Magdalen* Islands Bill, and other References; and that Mr. *Prince*, who has obtained leave of absence, be in like manner discharged from further attendance upon the said Committee.

Member added.

Ordered, That Mr. *Sherwood* of *Brockville* be added to the said Committee.

Bronté Harbour Bill.

Ordered, That Mr. *Chalmers* have leave to bring in a Bill to revive and extend an Act of the Parliament of *Upper Canada*, 3d *Victoria*, chap. 33, intituled "An Act to incorporate "certain persons under the name and style of "'the President, Directors, and Company of the "*Bronté* Harbour.'"

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Leave of Absence.

Ordered, That Mr. *Smith* of *Frontenac* have leave to absent himself from this House from the twenty-first instant during the remainder of the Session, on urgent private business.

Montreal Court House. Bill.

Mr. *Duggan*, from the Committee of the whole House to take into consideration the propriety of adopting measures for the rebuilding of a Court House in the City of *Montreal*, and of acquiring the ground necessary therefor, and of providing the necessary funds for that object, reported, according to order, the Resolution of the said Committee, which Resolution was again read at the Clerk's table, and agreed to by the House, and is as followeth:—

Resolved, That it is expedient to adopt measures for supplying the Courts of the District of *Montreal*, with the necessary accommodation for holding the Courts of the District, of which they have been deprived by the destruction of the Court House by fire.

Ordered, That the Honourable Mr. Attorney General *Smith* have leave to bring in a Bill to provide for the rebuilding of the Court House in the City of *Montreal*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next.

Duties on Stills.

Mr. *Cauchon*, from the Committee of the whole House, to take into consideration the propriety of repealing the laws in force, relating to duties on Stills, and the method of collecting the same, and of substituting other enactments therefor, reported, according to order, the Resolution of the said Committee, which Resolution was again read at the Clerk's table, and agreed to by the House, and is as followeth:—

Resolved, That it is expedient to repeal the existing laws, imposing a duty on Stills, and the method of collecting the same, and to substitute other enactments imposing a duty per gallon on the Distillation of Spirits.

Ordered, That the Honourable Mr. *Cayley* have leave to bring in a Bill to repeal certain Acts therein mentioned, and to impose a Duty on Distillers, and on the Spirituous Liquors made by them, and to provide for the collection of such Duties.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next.

Huntingdon Plank Road Bill.

Mr. *Murney* from the Committee of the whole House, to consider the propriety of incorporating the "*Huntingdon* Plank Road Company," reported, according to order, the Resolution of the said Committee, which Resolution was again read at the Clerk's table, and agreed to by the House, and is as followeth:—

Resolved, That it is expedient to incorporate the "*Huntingdon* Plank Road Company."

Ordered, That Mr. *Colvile* have leave to bring in a Bill to incorporate the "*Huntingdon* Plank Road Company."

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Wednesday next.

School Bill, (U. C.)

The Order of the Day for the House in Committee, on the Bill for the better establishment and maintenance of Common Schools in *Upper Canada*, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Chabot* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair,

And Mr. *Chabot* reported, that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, That the said Committee have leave to sit again on Friday next.

Registry Laws Amendment Bill, (U. C.)

The Order of the Day for the House in Committee, on the Bill to consolidate and amend the Registry Laws of *Upper Canada*, being read;

Ordered, That the said Order of the Day be discharged.

Resolved, That the said Bill be referred to a Select Committee, composed of Mr. *Duggan*, Mr. *Macdonald* of *Kingston*, Mr. *Prince*, and the Honourable Mr. Solicitor General *Sherwood* to report thereon with all convenient speed; with power to send for persons, papers, and records.

Authentic *Actes* Bill.

The Order of the Day for the second reading of the Bill for better regulating the formalities of authentic *Actes* passed before Notaries, being read;

Ordered, That the said Bill be read a second time on Friday next.

Assessment Bill, (U. C.)

The Order of the Day for the House in Committee, on the Bill to regulate Assessments, and the appointment of Collectors and Assessors in *Upper Canada*, being read;

The Honourable Mr. Attorney General *Draper* moved, seconded by the Honourable Mr. *Cayley*, that the said Order of the Day be discharged, and that the said Bill be referred to a Select Committee composed of the Honourable Mr. Attorney General *Draper*, Mr. *Roblin*, Mr. *Hall*, Mr. *Gowan*, Mr. *Riddell*, Mr. *Seymour*, Mr. *Williams*, Mr. *Petrie*, and Mr. *Stewart* of *Bytown*, to report thereon with all convenient speed, with power to send for persons, papers, and records.

The Question having been put on the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Cayley*, *Christie*, *Colvile*, *Daly*, Attorney General *Draper*, *Ermatinger*, *Foster*, *Gowan*, *Hale*, *Hall*, *LeBoutillier*, *Macdonald* of Cornwall, *Macdonald* of Kingston, *Macdonell* of Dundas, *Meyers*, *Murney*, *Petrie*, *Prince*, *Riddell*, *Robinson*, *Seymour*, *Sherwood* of Brockville, Attorney General *Smith*, *Stewart* of Bytown, Solicitor General *Taschereau*, *Viger*, and *Williams*.—(27.)

NAYS.

Messieurs *Baldwin*, *Berthelot*, *Bertrand*, *Cameron*, *Cauchon*, *Chauveau*, *DeWitt*, *Johnston*, *Lacoste*, *La Fontaine*, *Lantier*, *Laurin*, *Macdonell* of Stormont, *Merritt*, *Méthot*, *Nelson*, *Price*, *Roblin*, and *Taché*.—(19).

So it was carried in the affirmative, and

Ordered, That the said Order of the Day be discharged.

Resolved, That the said Bill be referred to a Select Committee composed of the Honourable Mr. Attorney General *Draper*, Mr. *Roblin*, Mr. *Hall*, Mr. *Gowan*, Mr. *Riddell*, Mr. *Seymour*, Mr. *Williams*, Mr. *Petrie*, and Mr. *Stewart* of *Bytown*, to report thereon with all convenient speed; with power to send for persons, papers, and records.

Manufacturers of Lumber.

The Order of the Day for the House in Committee on the Report of the Select Committee to which was referred the Petition of *William Rogerson* and others, Manufacturers of Lumber of the Province of *Canada*, and other references, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Petrie* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair,

And Mr. *Petrie* reported that the Committee had come to several Resolutions, which he was directed to submit to the House whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Contingencies.

The Order of the Day for the House in Committee on the First Report of the Standing Committee on Contingencies, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Macdonell* of *Stormont*, took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair,

And Mr. *Macdonell* of *Stormont* reported, that the Committee had come to a Resolution, which he was directed to submit to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Adjournment.

Mr. *Prince* moved, seconded by Mr. *Macdonell* of *Stormont*, that the House do now adjourn, and the remaining Orders of the Day be postponed until to-morrow.

The Question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Berthelot*, *Bertrand*, *Christie*, *Daly*, *DeWitt*, Attorney General *Draper*, *Ermatinger*, *Foster*, *Gowan*, *Johnston*, *LaFontaine*, *Lantier*, *Laterrière*, *Macdonald* of Cornwall, *Macdonell* of Stormont, *Merritt*, *Méthot*, *Petrie*, *Prince*, *Taché* and *Viger*.—(21.)

NAYS.

Messieurs *Baldwin*, *Cameron*, *Cauchon*, *Cayley*, *Chabot*, *Chauveau*, *Hale*, *Lacoste*, *Laurin*, *LeBoutillier*, *Macdonald* of Glengary, *Macdonald* of Kingston, *Meyers*, *Moffatt*, *Murney*, *Price*, *Robinson*, *Roblin*, *Seymour*, Attorney General *Smith*, and *Stewart* of Bytown.—(21.)

And the votes being equally divided, Mr. Speaker gave his casting vote in the negative.

Great Western Railroad Bill.

The Order of the Day for the House in Committee on the Bill to incorporate a Company to extend the Great Western Railroad from *Hamilton* to *Toronto*, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Laurin* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair,

And Mr. *Laurin* reported, that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, That the said Committee have leave to sit again, to-morrow.

Orders Postponed.

Mr. *Christie* moved, seconded by Mr. *DeWitt*, that the remaining Orders of the Day be postponed until to-morrow, and that they be then the first Orders of the Day.

Orders Postponed.

Mr. *Roblin* moved in amendment, seconded by Mr. *Lantier*, that all the words after "to-morrow" be struck out of the said motion.

The Question having been put on the motion of amendment, a division ensued, and it passed in the negative.

The question being then put on the main motion, the House divided thereon, and it was carried in the affirmative, and

Ordered, Accordingly.

Then, on motion of Mr. *Gowan*, seconded by Mr. *Hale*,

The House adjourned.

Jovis, 16° die Aprilis.

ANNO NONO, VICTORIÆ REGINÆ, 1846.

Petitions laid on the table.

THE following Petitions were severally brought up and laid on the table:—

By Mr. *Riddell*,—The Petition of *George Chambers* and others, members of the United Church of *England* and *Ireland*, in *Ingersoll* West, and *North Oxford*, in the Diocese of *Toronto*.

By the Honourable Mr. *Baldwin*,—The Petition of *Thomas Moshier* and others, of the Township of *Whitchurch*, in the *Home* District; the Petition of *Samuel Harrold*, Esquire, and others, of *East Gwillimbury*; the Petition of *Luther H. Cronk* and others, of the Township of *Whitby*; the Petition of *Norman Jones* and others, of the Townships of *Whitchurch* and *Markham*, in the *Home* District; the Petition of *Christopher Coulthard* and others, of the Township of *Brock*, in the *Home* District; the Petition of *Irvine Johnston* and others, of the Township of *Brock*, in the *Home* District; and the Petition of *Archibald M'Millan* and others, of *Thorah*, in the *Home* District.

By the Honourable Mr. *Moffatt*,—The Petition of *J. J. Maitland* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*; and the Petition of *James Ferrier*, Esquire, Mayor, and others, members of the Municipal Council of the City of *Montreal*.

By the Honourable Mr. *Robinson*,—The Petition of the Reverend *J. M'Grath*, A. M. and others, members of the United Church of *England* and *Ireland*, in a part of the Township of *Toronto*, in the Diocese of *Toronto*; and the Petition of *W. Simpson* and others, members of the United Church of *England* and *Ireland*, in the Townships of *Tay* and *Tiny*.

By Mr. *Stewart* of *Bytown*,—The Petition of *Richard Griffith* and others, of the County of *Ottawa*, in *Lower Canada*.

By Mr. *Lantier*,—The Petition of the Reverend *James Pyke* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*.

By Mr. *Bertrand*,—The Petition of *Louis Bertrand*, Esquire, Mayor and others, the Municipal Council of the Parish of *St. Jean Bte. de L'Isle Verte*; and the Petition of *Philippe Renouf*, Esquire, Mayor and others, Councillors of the Municipality of *Notre Dame des Neiges des Trois Pistoles*, in the County of *Rimouski*.

By Mr. *Price*,—The Petition of *David Coutts* and others, of the Township of *Chinguacousy*, in the *Home* District; and the Petition of *Andrew Buckham* and others, of the Township of *Chinguacousy*, in the *Home* District.

By Mr. *Hale*,—The Petition of M. *Townsend* and others, the Board of Directors of the *Clarenceville* Academy, in the County of *Rouville*.

Petitions laid on the table.

By the Honourable Mr. *Aylwin*,—The Petition of *Adolphus Jacquies*, formerly Printer and Proprietor of the Paper called "*Le Fantasque*."

By Mr. *Laurin*,—The Petition of *M. Noël Tousignant*, of the County of *Lotbinière*; the Petition of *Jean Villers*, Esquire, and others, of the Parish of *St. Louis de Lotbinière*, in the County of *Lotbinière*, in the District of *Quebec*; and the Petition of Captain *J. Rival* and others, of *Ste. Croix*, *Lotbinière*, and other Parishes.

By Mr. *Macdonald* of *Glengary*,—The Petition of *George S. Tiffany*, Esquire, and others.

By Mr. *Prince*,—The Petition of *Robert Mercer* and others, of the Town of *Chatham* and its vicinity, in the *Western* District.

Petitions read.

Pursuant to the Order of the Day, the following Petitions were read:—

Of *William Leslie*, Senior, and others, members of the United Church of *England* and *Ireland*, of the Townships of *Moore* and *Sombra*; and of the Reverend *Thomas Smith Kennedy* and others, members of the United Church of *England* and *Ireland*, in the Townships of *Darlington* and *Clarke*, in the Diocese of *Toronto*; praying that measures may be adopted for vesting in the Church Society of the Diocese of *Toronto*, for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall correspond with their share of the income arising from the same.

Of the *Toronto* Board of Trade; praying for the adoption of measures to secure a reduction of the present rates of Postage in the Province.

Of *Samuel Solmes*, Esquire, and others, of the District of *Prince Edward*; complaining of the removal of the semi-annual Assize Court of Oyer and Terminer and General Gaol delivery, and praying relief.

Of *John Tipping* and others, inhabitants of the District of *Simcoe*; praying for aid to complete a certain Road in the Township of *Orillia*.

Of *Chester Draper* and others, of *Cartwright*, *Mariposa*, and other Townships; praying for aid to improve a certain Road leading to the Village of *Prince Albert* and Lake *Scugog*, in the Township of *Reach*.

Of *Peter Perry* and others, inhabitants of *Whitby* and other Townships; praying for aid to open a Road from the 5th Concession of the Township of *Reach* to the Narrows of Lake *Simcoe*.

Of *Joseph Gould* and others, of the Township of *Uxbridge*, in the *Home* District; praying that no division be made of the Clergy Reserve Lands, but that the proceeds thereof may be appropriated to the promotion of general education.

Of the President, Directors, and Company of the *Gore* Bank; praying for a repeal or reduction of the tax imposed upon Bank Paper in circulation.

Of *George J. Grange* and *Thomas Hodgskin*, on behalf of a Public Meeting held in the Town of *Guelph*, in the District of *Wellington*; praying for alterations in the Charter of King's College, and that no division be made of the Clergy Reserve Lands.

Of *S. B. Caldwell* and others, Leather Manufacturers and Leather Dealers; praying that no reduction may be made in the present rate of duty on Leather and Leather Manufactures.

Of *William Gamble* and others, of the *Home* District; praying for an Act to incorporate the "*Dundas* Street and Sixth Line Road Company."

Petitions referred: W. Steel, et al. N. Bosworth, et al. Canada Baptist Union.

Ordered, That the Petition of *William Steel* and others, inhabitants of the Townships of *Scarborough* and *Pickering*; the Petition of *Newton Bosworth* and others, members of the Baptist Church in *Paris, Upper Canada*; the Petition of *J. M. Cramp*, in behalf of the *Canada* Bap-

tist Union (relating to Clergy Reserves); the Petition of *Donald Mathison* and others, of the Congregation of *Richmond*, belonging to the Presbyterian Church of *Canada*, in connection with the Church of *Scotland;* and the Petition of *George J. Grange* and *Thomas Hodgskin*, on behalf of a Public Meeting held in the Town of *Guelph*, in the District of *Wellington;* be referred to the Select Committee to which was referred the Petition of *George Roe* and others, of the County of *Russell.*

D. Mathison, et al.

Inhabitants of Guelph.

Rev. A. F. Atkinson, et al.

Ordered, That the Petition of the Reverend *A. F. Atkinson* and others, members of the United Church of *England* and *Ireland*, in the Township of *Grantham*, in the District of *Niagara*, in the Diocese of *Toronto;* and the Petition of the Reverend *Thomas Kennedy* and others, members of the United Church of *England* and *Ireland*, in the Townships of *Darlington* and *Clarke*, in the Diocese of *Toronto;* be referred to the Select Committee to which was referred the Petition of the Church Society of the Diocese of *Toronto*, and other references.

Rev. T. Kennedy, et al.

Gore Bank.

Ordered, That the Petition of the President, Directors, and Company of the *Gore* Bank, be referred to the Select Committee to which was referred the Petition of the Bank of *Upper Canada*, and other references.

John Dillon, et al.

Ordered, That the Petition of *John Dillon* and others, of the Parish of *Longue Pointe* and its vicinity, be referred to the Select Committee to which was referred the Petition of *E. Guy*, Esquire, and others, residing on the *Lower Lachine* Road, and other references.

T. G. Ridout, Esq. et al.

Resolved, That the Petition of *Thomas Gibbs Ridout*, Esquire, and others, members of the *Toronto* Mechanics' Institute, be referred to a Select Committee, composed of the Honourable Mr. Solicitor General *Sherwood*, Mr. *Boulton*, and Mr. *Duggan*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Chiefs and Warriors.

Mr. *Macdonell* of *Dundas*, from the Select Committe to which was referred the Petition of *Wishe Tegarehontie* and others, Chiefs and Warriors, *Iroquois*, *Algonquins*, and *Nepissings*, of *St. Regis* and other places, presented to the House the Report of the said Committee, which was again read at the Clerk's table.

(*For the said Report, see Appendix V.*)

Ordered, That the said Report be committed to a Committee of the whole House on Monday next.

Merchants of Quebec.

The Honourable Mr. *Aylwin*, from the Select Committee to which was referred the Petition of *James Dean*, Esquire, and others, Merchants of *Quebec*, with power to report by Bill or otherwise, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Your Committee after having examined the contents of the Petition and of the evidence in support of the same, are respectfully of opinion that the prayer therein contained should be granted.

Quebec Forwarding Company Bill.

Ordered, That the Honourable Mr. *Aylwin* have leave to bring in a Bill to incorporate certain persons under the name of "The *Quebec* Forwarding Company."

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Thursday next.

Railroad Bills.

The Honourable Mr. *Robinson*, from the Select Committee on Railroad Bills, presented to the House the Second Report of the said Committee, which was again read at the Clerk's table.

(*For the said Report, see Appendix R.*)

Ordered, That the Honourable Mr. *Robinson* have leave to bring in a Bill to consolidate in one Act certain provisions usually inserted in Acts authorizing the making of Railways.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Private Bills.

Mr. *Hale*, from the Standing Committee on Private Bills, presented to the House the Seventh Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Montreal St. Patrick's Society.

Your Committee have considered the Petition of the Honourable *Francis Hincks* and others, praying that the *St. Patrick* Society of *Montreal* may be incorporated, and they beg leave to recommend the prayer of the Petition.

Cobourg Paper Manufacturing Company.

They have also considered the Petition of *Patrick Wallace* and others, of *Cobourg*, praying to be incorporated as a Company for the manufacture of Paper, and while they now recommend that the prayer of the Petition be granted, they beg, at the same time, to call the attention of the House, as was done by the Standing Committee on Private Bills during the last Session, to the provision introduced into Bills incorporating private companies, limiting the liability of shareholders to the unpaid capital; and, in cases in which your Honourable House may see fit to maintain such provision, they respectfully recommend that the companies incorporated be required to publish annually a statement of affairs, and a list in full of their shareholders.

Granby Harbour Company.

They have also had under their consideration the Petition of *William Rowe* and others, praying for the passing of an Act to incorporate them as the "*Granby* Harbour Company," and have to Report thereon, that although notice of the intention of the Petitioners appears to have been published in the *Canada* Gazette, for a period exceeding that prescribed by the rules of the House, the same notice does not appear to have been inserted in any newspaper published in the District.

Montreal Gas Company.

They have also examined the Petition of *Thomas Molson*, Esquire, and others, praying to be incorporated for the purpose of supplying the City of *Montreal* with Gas; and they have to report, with reference thereto, that although notice of the intention of the Petitioners has been duly published in the *Canada* Gazette, published in the District of *Montreal*, it does not appear that any such notice has been affixed to the Church doors of the Parish; and should your Honourable House see fit to overlook the omissions adverted to in the case of the present Petition, and that of *William Rowe* and others, above reported upon, they recommend that the prayers of the said Petitions be severally granted.

Niagara District Town, (site of.)

Mr. *Cummings*, from the Select Committee, to which were referred, that part of the Entries in the Journals of the Session of 1843, containing the Petition of the Municipal Council of the District of *Niagara*, upon the selection of a site for a new District Town; the Petition of *John Harris* and others, inhabitants of *Grimsby* and other Townships, in the *Niagara* District; and the Reports of the Select Committee, to which the same were referred, and other references, with power to report from time to time; presented to the House the First Report of the

Niagara District Town, (site of.)

said Committee, which was again read at the Clerk's table, and is as followeth:—

Your Committee have taken into consideration the various references submitted to them, and after a careful investigation and examination of the subject, are of opinion, that the Municipal Council, representing, as they do, the whole body of the District of *Niagara*, and having come to an almost unanimous conclusion as to the absolute necessity of removing the present site of the District Town to a more central position, in order that the interests of the inhabitants may be placed upon a more equitable footing, not only as regards public convenience, but also the expenses necessarily attendant upon the administration of justice, situated as the Town now is, at an extreme point of the District.

Your Committee further beg to state, that Petitions from the several Townships in the District, numerously signed, have been referred to your Committee, respectfully and strongly praying your Honourable House for the removal of the site from its present position.

Your Committee also find, that a Report was made by a Select Committee of your Honourable House at its last Session, recommending that the site of the District Town aforesaid might be removed to *Port Robinson*.

From the expression of the Municipal Council, emanating as it does from a body representing the interest, and the well understood wishes of the people, and now strengthened by Petitions from the several Townships to the same effect;—your Committee cannot do otherwise than strongly and respectfully recommend the prayer of the Petitioners to the favourable consideration of your Honourable House, and that leave may be granted to introduce a Bill to remove the site of the present District Town to *Port Robinson*, as a convenient place; and to provide for the erection of public buildings thereon.

Bill.

Ordered, That Mr. *Cummings* have leave to bring in a Bill to remove the site of the District Town of the District of *Niagara* to *Port Robinson*, in the Township of *Thorold*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Wednesday next.

Bills of Exchange Bill (Inland.)

Ordered, That the Honourable Mr. *Moffatt* have leave to bring in a Bill to amend the Law regulating Inland Bills of Exchange and Promissory Notes, and the protesting thereof.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Thursday next.

Bills of Exchange Bill (Foreign.)

Ordered, That the Honourable Mr. *Moffatt* have leave to bring in a Bill to amend the Law relative to Damages on Protested Foreign Bills of Exchange.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Thursday next.

Returns to Addresses.

The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, laid before the House, by command of His Excellency, the Administrator of the Government,

Quebec Turnpike Accounts, &c.

Return to an Address of the Legislative Assembly to His Excellency, the Administrator of the Government, dated the 24th ultimo, praying that His Excellency will be pleased to cause to be laid before the House, "Copies of all Accounts, Reports, Statements, and Documents, thereto relating, which may have been transmitted to the Head of the Government, from and since the month of November, 1844, to the present day, by the Trustees of the *Quebec* Turnpike Trust, pursuant to the Ordinance and Statutes relating thereto."

(*For the said Return, see Appendix M.*)

Quebec Turnpike Accounts, &c.

Also,

Return to an Address of the Legislative Assembly to His Excellency, the Administrator of the Government, dated 8th instant, praying that His Excellency will be pleased to cause to be laid before the House "a copy of all correspondence which may have taken place between the Government and the Commission now appointed to inquire into the losses sustained by the inhabitants of *Lower Canada* during the late Rebellion, with the instructions given to the said Commissioners."

Rebellion Losses, (L. C.)

SECRETARY'S OFFICE,
Montreal, 12th December, 1845.

SIR,

I have the honour, by command of the Administrator of the Government, to transmit to you, the accompanying Commission, appointing yourself, the Honourable *P. H. Moore*, and *Jacques Viger*, *John Simpson*, and *Joseph U. Beaudry*, Esquires, to be Commissioners for Enquiry into the Losses sustained by Her Majesty's subjects during the unhappy troubles in *Lower Canada* of the years 1837–8; and also arising from and growing out of the same. And I am to inform you, that His Excellency has been pleased to appoint Mr. *J. G. Barthe* to be Secretary to the Commission. The necessary instructions for the guidance of the Commissioners are transmitted to you herewith.

Correspondence relative to Commission of Enquiry into Rebellion Losses, (L.C.)

I am accordingly to express to you His Excellency's wish, that you should lose no time in communicating on the subject with your fellow Commissioners, and making the necessary arrangements for entering with them on the active prosecution of the labours of the Board. The remuneration of each Commissioner will be at the rate of one pound per diem while actually engaged in the Enquiry, or in travelling in pursuance of it.

I have, &c.

(Signed) D. DALY,
Secretary.

Honourable JOSEPH DIONNE,
&c. &c. &c.
St. Pierre les Becquets,
District of *Three Rivers*.

Montreal, 12th December, 1845.

GENTLEMEN,

His Excellency, the Administrator of the Government, having been pleased to appoint you to be Commissioners for inquiring into the Losses sustained by the inhabitants of that portion of this Province formerly *Lower Canada* during the late unhappy Rebellion therein, as also into the Losses sustained by those inhabitants arising out of that Rebellion, I have the honour, by command of His Excellency, to transmit the following Instructions for your guidance in conducting your inquiry.

1st. You will, in the performance of the duties devolving upon you, under the present Commission, carefully classify the cases of those who may have joined in the said Rebellion, or may have been aiding and abetting therein, from the cases of those who did not; stating particularly, but succinctly, the nature of the loss sustained in each case, its amount and character, and as far as possible its cause.

2d. You will abstain from entering into the consideration of any cases which may have been reported upon by the Commissioners formerly appointed to

Correspondence relative to Commission of Enquiry into Rebellion Losses, (L.C.)

examine into the Rebellion Losses. To enable you to do this, the Reports made by them will be furnished to your Secretary, on his making application in your behalf for the same.

3d. You will accompany your Report on the claims investigated by you with such remarks as may be necessary to a perfect understanding of the matters entrusted to your investigation, in order that the same may be submitted to the Provincial Legislature at its approaching Session.

I have, &c.
(Signed) D. DALY,
Secretary.

The Commissioners of Enquiry.

PROVINCE OF CANADA. } [L. S.] METCALFE.

His Excellency, the Right Honourable *Charles Theophilus* Baron *Metcalfe*, of *Fernhill*, in the County of *Berks*, G. C. B., one of Her Majesty's most Honourable Privy Council, Governor-General of British *North America*, and Captain-General and Governor-in-Chief in and over the Provinces of *Canada, Nova Scotia, New Brunswick*, and the Island of *Prince Edward*, and Vice-Admiral of the same, &c. &c. &c.

To all to whom these presents shall come, or whom the same may concern.

GREETING:—

Know Ye, that reposing trust and confidence in the loyalty, integrity, prudence, and ability of the Honourable *Joseph Dionne*, and the Honourable *Philip H. Moore*, Esquires; and *Jacques Viger, John Simpson*, and *Joseph U. Beaudry*, Esquires, I have nominated, constituted, and appointed, and by this Instrument, under my hand and seal, do nominate, constitute, and appoint the said *Joseph Dionne, Philip H. Moore, Jacques Viger, John Simpson*, and *Joseph U. Beaudry*, to be Commissioners for Inquiry into the Losses sustained by Her Majesty's loyal subjects in that part of the Province of *Canada* which formerly constituted the late Province of *Lower Canada* during the late unnatural Rebellion which unhappily existed in that part of the said Province, and arising from and growing out of the said Rebellion: To have and to hold the said office of Commissioners as aforesaid, unto them, the said *Joseph Dionne, Philip H. Moore, Jacques Viger, John Simpson*, and *Joseph U. Beaudry*, for and during pleasure; together with all, and every the rights, authorities, and emoluments thereunto belonging or appertaining.

Given under my Hand and Seal at-Arms, at *Montreal*, in the said Province of *Canada*, this twenty-fourth day of November, in the year of our Lord one thousand eight hundred and forty-five, and in the ninth year of Her Majesty's Reign.

By His Excellency's Command,
(Signed) D. DALY,
Secretary.

The following letter was addressed respectively to the Honourable *P. H. Moore, St. Armand West*, District of *Montreal; Jacques Viger*, Esquire, *Montreal; John Simpson*, Esquire, *Coteau-du-Lac*; and *Joseph U. Beaudry*, Esquire, *Montreal.*

SECRETARY'S OFFICE,
Montreal, 12th December, 1845.

SIR,

I have the honour, by command of the Administrator of the Government, to inform you that a Commission has been, by this day's post, transmitted to the Honourable *Joseph Dionne*, appointing that gentleman (yourself, and Messrs. *Jacques Viger, John Simpson*, and *Joseph U. Beaudry*) to be Commissioners for Inquiry into the Losses sustained by Her Majesty's subjects during the unhappy troubles of *Lower Canada* of the years 1837–8; and also arising from and growing out of the same. And I am to inform you, that His Excellency has been pleased to appoint Mr. *J. G. Barthe* to be Secretary to the Commission. The necessary instructions for the guidance of the Commissioners are this day sent to the Honourable Mr. *Dionne*, and a copy of them is enclosed herewith for your information.* I am accordingly to express to you His Excellency's wish, that you should lose no time in communicating on the subject with your fellow Commissioners, and making the necessary arrangements for entering with them on the active prosecution of the labours of the Board.

Correspondence relative to Commission of Enquiry into Rebellion Losses, (L.C.)

The remuneration of each Commissioner will be at the rate of one pound per diem while actually engaged in the enquiry, or in travelling in pursuance of it.

I have, &c.
(Signed) D. DALY,
Secretary.

OFFICE OF LOSSES, 1837–8,
Wardrobe of the Legislative Assembly,
Montreal, 11th February, 1846.

SIR,

I have the honour to transmit to you, by order of the Commissioners to enquire into the Losses sustained by Her Majesty's subjects during the troubles of 1837–8, to be submitted to His Excellency, the Administrator of the Province, the following questions, the answer to which will serve as their guidance in the execution of the duties imposed upon them.

The Instructions of the 12th December last, transmitted to the Commissioners, differing essentially from the tenor of the Commission by which they have been appointed, as to the persons who have a right to indemnification.

What are the powers conferred on the Commission to establish the Classifications required by the Instructions?

What are the powers conferred on the Commissioners to call before them the necessary witnesses, and to procure the necessary evidence, in order to obtain an exact valuation of the Losses?

Are the Commissioners to travel to the different parts of the District, in order to accomplish the object of the Commission?

Is the remuneration of the Secretary left to the discretion of the Commissioners, or reserved for the decision of His Excellency?

I have, &c.,
(Signed) J. G. BARTHE,
Secretary Commission of Enquiry, &c.

To the Honourable D. DALY,
&c. &c. &c.

SECRETARY'S OFFICE,
Montreal, 27th February, 1846.

GENTLEMEN,

The Administrator of the Government having had under consideration in Council the Queries addressed in your behalf by your Secretary, in his letter of the 11th instant, I have received His Excellency's commands to communicate to you the following Replies for your instruction and guidance:—

1st. In making out the Classification called for by your Instructions of the 12th December last, it is not His Excellency's intention that you should be guided by any other description of evidence than that furnished by the sentences of the Courts of Law.

2d. His Excellency considers that you have no power as Commissioners to call either for persons or

* See Instructions to the Commissioners of Inquiry.

Correspondence relative to Commission of Enquiry into Rebellion Losses, (L. C.)

papers; and that you must, therefore, be satisfied with such general evidence as the Claimants may produce, or as may enable you to form a general estimate of the Losses they have suffered.

3rd. The object of the Executive Government in appointing your Commission, being merely to obtain a general estimate of the Rebellion Losses, the particulars of which must form the subject of more minute inquiry hereafter, under Legislative authority, His Excellency cannot regard it as necessary that you should travel to the country parts of the District to obtain such particulars.

4th. His Excellency has been pleased to fix the rate of your Secretary's remuneration at one pound currency per diem.

I have, &c.

(Signed,) D. DALY.
Secretary.

Commissioners of Enquiry
relative to Losses,
in 1837-8.

(Immediate.)

SECRETARY'S OFFICE,
Montreal, 2nd April, 1846.

GENTLEMEN,

I have the honour, by command of the Administrator of the Government, to request from you, with the least possible delay, your Report upon the subject of your Inquiry; His Excellency being desirous to be enabled, by its receipt, to come to an early decision as to the course to be taken by the Executive during the present Session of Parliament, in regard to the same.

I have, &c.

(Signed,) D. DALY,
Secretary.

Commissioners of Indemnity
Inquiry.

And also,

Registry Offices.

Reports of the Inspectors of the Registry Offices for the Districts of *Quebec* and *Gaspé*, and for the Districts of *Montreal*, *Three Rivers* and *St. Francis*.
(*For the said Reports, see Appendix B.*)

Rebellion Losses.

Ordered, That the Return relating to the correspondence on the subject of the late Rebellion Losses, be printed for the use of the members of this House.

On motion of Mr. *Stewart* of *Bytown*, seconded by Mr. *Monro*,

Gloucester Gore Bill.

Ordered, That the Engrossed Bill from the Legislative Council, intituled, "An Act for defining "and establishing the course of the side lines of "lots in the Gore of the Township of *Gloucester*, "in the District of *Dalhousie*," be now read a second time.

The said Bill was read accordingly.

Ordered, That the said Bill be read a third time on Monday next.

Montreal Turnpikes.

Ordered, That Mr. *Gowan* be added to the Select Committee to which was referred the Petition of *E. Guy* and others, residing on the Lower *Lachine* Road, and other references.

On motion of Mr. *Duggan*, seconded by Mr. *Webster*,

Vanzandt's Relief Bill.

Ordered, That the Engrossed Bill from the Legislative Council, intituled, "An Act for the relief "of *Juliet Vanzandt*, wife of *Jacob L. Vanzandt*, "who claims as sister of the half-blood of "*Richard Duncan*, late of *Williamsburgh*, in the "*Eastern* District of this Province," be read a second time on Wednesday next.

On motion of Mr. *Sherwood* of *Brockville*, seconded by Mr. *Stewart* of *Bytown*,

Brockville Town Lot Bill.

Ordered, That the Engrossed Bill from the Legislative Council, intituled, "An Act to authorize "the Devisees and Trustees of the will of the "late Honourable *Charles Jones*, to convey a "town lot therein mentioned, to the President "and Board of Police of *Brockville*, for the uses "and purposes therein mentioned;" be read a second time on Monday next.

On motion of Mr. *Sherwood* of *Brockville*, seconded by Mr. *Stewart* of *Bytown*,

School Sites Bill, (U. C.)

Ordered, That the Engrossed Bill from the Legislative Council, intituled, "An Act to provide "for vesting in the Trustees, the sites of Schools, "in that part of this Province called *Upper* "*Canada*," be read a second time on Monday next.

Standing Rule dispensed with.

Mr. *Williams* moved, seconded by Mr. *Petrie*, that the Rule of this House, which requires a notice to be published in a newspaper of the District in which any application be made for a private Bill, be dispensed with, as far as relates to the Petition of *William Rowe* and others, of the Townships of *Clarke* and *Hope*, in the District of *Newcastle*, praying for the passing of an Act to incorporate "The *Granby* Harbour Company."

The Question having been put on the said motion, a division ensued, and it was carried in the affirmative, and

Ordered, Accordingly.

Member Excused from serving on a Committee.

Ordered, That the Honourable Mr. *Cayley* be excused from sitting on the Select Committee to which was referred the Petition of *William Wickes*, A.M., and *Edward Chapman*, B.A., of the City of *Montreal*; and another reference.

Member added to Committee.

Ordered, That Mr. *Lantier* be added to the Standing Committee on Private Bills.

Brockville Police.

Mr. *Foster*, from the Committee of the whole House, to take into consideration the propriety of amending an Act passed in the second year of the Reign of His late Majesty, *William* the Fourth, establishing a Board of Police in the Town of *Brockville*; and also the Laws relating to Assessments and Statute Labour of that part of this Province called *Upper Canada*, so far as they relate to the said Town; reported, according to Order, the Resolution of the said Committee, which Resolution was again read at the Clerk's table, and agreed to by the House, and is as followeth:—

Resolved, That it is expedient to amend an Act passed in the second year of the Reign of His late Majesty, King *William* the Fourth, establishing a Board of Police in the Town of *Brockville*; and also the Law relating to Assessments and Statute Labour of that part of the Province called *Upper Canada*, so far as they relate to the said Town.

Bill.

Ordered, That Mr. *Sherwood* of *Brockville*, have leave to bring in a Bill to provide for an Assessment of real and personal Property in the Town of *Brockville*, according to the annual value or rental thereof, and for other purposes.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Wednesday next.

Lumber Manufacturers and Supervisor of Cullers.

Mr. *Petrie*, from the Committee of the whole House, on the Report of the Select Committee to which was referred the Petition of *William Rogerson* and others, Manufacturers of Lumber of the Pro-

vince of *Canada*, and other references, reported, according to Order, the Resolutions of the said Committee, which Resolutions were again read at the Clerk's table, and are as followeth:—

Resolutions.

1. *Resolved*, As the opinion of this Committee, that it is expedient to amend the Act of the 8th *Victoria*, ch. 49, intituled, "An Act to regulate "the Culling and Measurement of Timber, "masts, spars, deals, staves, and other articles of "a like nature, and to repeal a certain Act "therein mentioned;" in so far as the said Act relates to the Salary of the Supervisor of Cullers appointed under the authority of the said Act.
2. *Resolved*, As the opinion of this Committee, that it is expedient to amend the 21st Section of the said Act, by providing that the Supervisor of Cullers shall hereafter be entitled to receive a sum of five hundred pounds currency, as an annual Salary for his services, exclusive of all his expenses, and in lieu of the Salary heretofore allowed by the said 21st section.

On motion of Mr. *Stewart* of *Bytown*, seconded by Mr. *Meyers*,

Ordered, That the Question of Concurrence be now separately put upon each of the said Resolutions.

And the First of the said Resolutions being again read, and the Question of Concurrence being put thereon, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Berthelot*, *Bertrand*, *Brooks*, *Cameron*, *Cauchon*, *Cayley*, *Christie*, *Colvile*, *Cummings*, *Daly*, *Dickson*, Attorney General *Draper*, *Drummond*, *Ermatinger*, *Foster*, *Gowan*, *Hale*, *Lacoste*, *Le Boutillier*, *Leslie*, *Macdonald* of CORNWALL, *Macdonald* of GLENGARY, *Macdonell* of DUNDAS, *Papineau*, *Petrie*, *Price*, *Prince*, *Robinson*, *Roblin*, *Scott*, *Seymour*, *Sherwood* of BROCKVILLE, Attorney General *Smith*, *Stewart* of BYTOWN, *Stewart* of PRESCOTT, *Taché*, *Viger*, *Webster*, and *Woods*.—(39.)

NAYS.

Messieurs *Baldwin*, *Chabot*, *DeWitt*, *Franchère*, *Johnston*, *La Fontaine*, *Lantier*, *Laterrière*, *Le Moine*, *Macdonell* of STORMONT, *Merritt*, *Méthot*, Solicitor General *Taschereau*, and *Thompson*.—(14.)

So it was carried in the affirmative.

The Second of the said Resolutions being again read, and the Question of Concurrence being put thereon, the House again divided, and the names being called for, they were taken down as in the last preceding division.

So it was carried in the affirmative, and

Resolved, That this House doth concur with the Committee in the said Resolutions.

Bill.

Ordered, That Mr. *Stewart* of *Bytown* have leave to bring in a Bill to increase the Salary of the Supervisor of Cullers.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Contingencies.

Mr. *Macdonell* of *Stormont*, from the Committee of the whole House, on the First Report of the Standing Committee on Contingencies, reported, according to Order, the Resolution of the said Committee, which Resolution was again read at the Clerk's table, and agreed to by the House, and is as followeth:

Resolved, That an humble Address be presented to His Excellency, the Administrator of the Government, praying that His Excellency will be pleased to issue his Warrant in favour of *William Burns Lindsay*, Esquire, the Clerk of this House, for the sum of Five Thousand Pounds, Currency, towards defraying the Contingencies of this House, and assuring His Excellency that this House will make good the same.

Ordered, That the said Address be presented to His Excellency, the Administrator of the Government, by such Members of this House as are of the Honourable the Executive Council of this Province.

Gaspé Administration of Justice Bill.

The Order of the Day for the House in Committee on the Bill for the better administration of Justice in the General Sessions of the Peace for *Gaspé*, and to prevent charges upon the Treasury of the Province for unnecessarily summoning Jurors thereto, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Macdonell* of *Dundas* took the chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Macdonell* of *Dundas* reported that the Committee had gone through the Bill without making any amendment thereto, and the Report was again read at the Clerk's table.

Ordered, That the said Bill be engrossed.

Railroads.

The Order of the Day for the House in Committee on the First Report of the Select Committee on Railroad Bills, on the Bill to extend the provisions of the Act of *Upper Canada* incorporating the "*Niagara* and *Detroit* Rivers Railroad Company," being read;

The House accordingly resolved itself into the said Committee.

The Honourable Mr. *Laterrière* took the chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair.

Orders Postponed.

Ordered, That the remaining Orders of the Day be postponed until to-morrow, and that they be then the first Orders of the day.

Then, on motion of Mr. *Duggan*, seconded by Mr. *Price*,

The House adjourned.

Veneris, 17° *die Aprilis.*

ANNO NONO, VICTORIÆ REGINÆ, 1846.

Petitions laid on the table.

THE following Petitions were severally brought up and laid on the table:—

By Mr. *Chauveau*,—The Petition of *Alexis Bertrand*, a militia man disabled during the late war with the United States.

By Mr. *Foster*,—The Petition of the Reverend *Andrew Balfour* and others, members of the United Church of *England* and *Ireland* in the Diocese of *Quebec*.

By Mr. *Macdonald* of *Glengary*,—The Petition of *John Wetenhall*, Esquire, and others.

By Mr. *Boutillier*,—The Petition of *Simon Gendron*, and *Joseph Benoit*, Esquires, Mayor and Secretary, in behalf of the Municipal Council of *Ste. Rosalie*.

By Mr. *Taché*,—The Petition of *Francis C. T. Arnoldi*, M. D., and others, the Corporation of the School of Medicine and Surgery.

By the Honourable Mr. *Moffatt*,—The Petition of *William Benjamin* and others, members of the *Montreal Portuguese* Congregation of *Israelites*.

By Mr. Solicitor General *Taschereau*,—The Petition of *F. H. Guay*, Esquire, and others, of the Parish of *St. Joseph de la Pointe Levi* and other Parishes in the County of *Dorchester*.

By Mr. *M'Connell*,—The Petition of the Reverend *C. Jackson* and others, of the Protestant Episcopal Mission of *Hatley*, in the Diocese of *Quebec*; and the Petition of *A. A. Adams* and others, of the Townships of *Barnston* and *Barford*.

Petitions laid on the table.

By Mr. *Boulton*,—The Petition of the Honourable *Robert S. Jameson* and others, the Trustees of the *Toronto* Hospital Endowment.

By Mr. *Price*,—The Petition of *M. T. O'Beirne* and others.

By the Honourable Mr. *Baldwin*,—The Petition of *Eli Gorham* and others, of the Township of *Whitchurch*; the Petition of *John Bogart* and others, of the Township of *Whitchurch*; the Petition of *David Buchan* and others, of the Village of *Paris*, in the District of *Gore*; the Petition of *Thomas G. Coyne* and others, of the Township of *Dunwich*, in the District of *London*; the Petition of *Luther H. Cronk* and others, of the Township of *Whitby*; the Petition of *David Rintoul* and others, of the Township of *Beverley*; the Petition of the Reverend *R. M'Cosh*, in behalf of the Presbyterian Congregation of *Paris*; and the Petition of *John Johnston* and others, of the Townships of *Uxbridge* and *Scott*.

Gaspé Administration of Justice Bill.

An Engrossed Bill for the better administration of Justice in the General Sessions of the Peace for *Gaspé*, and to prevent charges upon the Treasury of the Province for unnecessarily summoning Jurors thereto, was read for the third time.

Mr. *Christie* moved, seconded by Mr. *Le Boutillier*, that the Bill do pass, and the Title be, "An Act for "the better administration of Justice in the General "Sessions of the Peace for *Gaspé*, and for preventing Charges upon the Treasury of the Province for "unnecessarily summoning Jurors thereto."

The Question having been put upon the said motion, a division ensued, and the names being called for they were taken down as followeth:—

YEAS.

Messieurs *Baldwin, Bertrand, Boulton, Boutillier, Cauchon, Christie, Colvile, Cummings, DeWitt, Dickson,* Attorney General *Draper, Duggan, Ermatinger, Foster, Franchère, Gowan, Hale, Hall, Johnston, Lacoste, La Fontaine, Lantier, Laterrière, Macdonald* of Glengary, *Macdonald* of Kingston, *Macdonell* of Dundas, *Macdonell* of Stormont, *M'Connell, Méthot, Meyers, Moffatt, Monro, Murney, Papineau, Powell, Price, Riddell, Robinson, Roblin, Seymour, Sherwood* of Brockville, Solicitor General *Sherwood,* Attorney General *Smith, Stewart* of Bytown, *Stewart* of Prescott, *Taché, Thompson, Viger, Webster,* and *Woods*.—(50.)

NAYS.

Messieurs *Chabot, Chauveau, De Bleury, Jobin,* and *Leslie*.—(5.)

So it was carried in the affirmative, and

Resolved, Accordingly.

Ordered, that Mr. *Christie* do carry the said Bill to the Legislative Council, and desire their concurrence.

Petitions read.

Pursuant to the Order of the Day the following Petitions were read:—

Of *John Laing* and others, of the *Eastern* District; praying for aid to improve the Road leading through a part of *Matilda* to the River *Nation*, in the Township of *Mountain*.

Of *H. O'Hara*, Esquire, and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*, and of *J. S. M'Cord*, Esquire, and others, members of the United Church of *England* and *Ireland* in the Diocese of *Quebec*; praying that measures may be adopted for vesting in the Church Society of the Diocese of *Quebec*, for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall correspond with their share of the income arising from the same.

Of *William B. Kerns* and others, members of the United Church of *England* and *Ireland*, in the Township of *Nelson*, in the District of *Gore*; praying that measures may be adopted for vesting in the Church Society of the Diocese of *Toronto*, for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall correspond with their share of the income arising from the same. Petitions read.

Of *Andrew Pettit* and others, members of the United Church of *England* and *Ireland*, in the Township of *Grimsby*, in the Diocese of *Toronto*; praying that the said Church may have the control of its share of the Provincial grant for the support of Common Schools.

Of *Joseph Hudon*, Esquire, President, and *Jean Bte. Martin*, Secretary and Treasurer, on behalf of the Corporation of the Municipality of *St. Paschal*, in the County of *Kamouraska*; praying for aid to open a road to the State of *Maine*.

Of *Joseph Ouellet*, Esquire, and others, of *Trois Pistoles*, in the County of *Rimouski*; praying for an aid to open a road from *Trois Pistoles* to Lake *Temiscouata*.

Of the Reverend *F. X. Delâge* and others, of the City of *Quebec*, and of *St. Michel* and other Parishes; praying that the Licenses for cutting Wood on the borders of the *Saguenay* be not granted exclusively to any person.

Of *J. B. A. Chamberland*, Esquire, and others, of the County of *Rimouski*; praying that the Counties of *Rimouski* and *Kamouraska* be formed into a separate District for Judiciary purposes.

Of *Joseph Smith* and others, inhabitants of the Township of *Compton*, in the District of *St. Francis*; praying for aid to complete the road from the Province Line at *Hereford* to *Compton*.

Of *Samuel Gardiner*, Esquire, and others, inhabitants of *Sandwich* and its neighbourhood, in the *Western* District; praying to be indemnified for losses sustained by them during the late Rebellion and invasion of the Province.

Of *Thomas Willson* and others, of *Thorold*, in the District of *Niagara*; praying for the construction of a Bridge over the *Welland* Canal at a certain place.

Of Mrs. *Lucinda Lane*, mother of *William Lane*, late Clerk in the Provincial Secretary's Office; praying that a pension be allowed to her said son, in consideration of a mental affliction under which he labours.

Petitions referred: W. Gamble, et al.

Ordered, That the Petition of *William Gamble* and others, of the *Home* District, be referred to the Standing Committee on Private Bills.

Rule dispensed with.

Ordered, That the Rule of this House requiring notice of the said Petition to be given in one of the newspapers of the District be dispensed with in so far as relates to the same.

Honourable P.M'Gill, et al.

Ordered, That the Petition of the Honourable *Peter M'Gill* and others, of the City of *Montreal*, be referred to the Standing Committee on Private Bills.

J. Hall, et al.

Ordered, That the Petition of *John Hall* and others, of *Dumfries*, in the District of *Gore*, be referred to the Select Committee to which was referred the Petition of *James K. Andrews* and others, inhabitants of the Township of *Dumfries*, in the District of *Gore*.

T. Willson, et al.

Ordered, That the Petition of *Thomas Willson* and others, of *Thorold*, in the District of *Niagara*, be referred to the Select Committee to which was referred the Petition of the Municipal Council of the District of *Niagara*, (relating to a road,) and another reference.

J. DeCow, et al.

Ordered, That the Petition of *John DeCow*, Senior, and others, of the County of *Haldimand*; the Petition of *Ranald M'Kinnon* and others, of the

R. M'Kinnon, et al.
Geo. Silver, et al.
A. Haines, et al.

Townships of *Seneca* and *Oneida*, in the District of *Gore;* the Petition of *George Silver* and others, inhabitants of the Township of *Clinton*, in the District of *Niagara;* and the Petition of *Absalom Haines* and others, inhabitants of the Township of *Louth*, in the District of *Niagara*, be referred to the Select Committee to which was referred the Petition of *George Roe* and others, of the County of *Russell*, and other references.

G. Cutlin, et al.
W. Graham, et al.
G. Hornick, et al.
Rev. T. G. Elliot, et al.
A. Pettit, et al.

Ordered, That the Petition of *Gersham Cutlin* and others, members of the United Church of *England* and *Ireland*, in the Township of *Lansdown*, in the Diocese of *Toronto;* the Petition of *William Graham* and others, members of the United Church of *England* and *Ireland*, in the Township of *Escot*, in the District of *Johnstown*, in the Diocese of *Toronto;* the Petition of *George Hornick* and others, members of the United Church of *England* and *Ireland*, in the Township of *Kitley*, in the Diocese of *Toronto;* the Petition of the Reverend *T. G. Elliot* and others, members of the United Church of *England* and *Ireland*, in the Township of *Colchester*, in the *Western* District; and the Petition of *Andrew Pettit* and others, members of the United Church of *England* and *Ireland*, in the Township of *Grimsby*, in the Diocese of *Toronto*, be referred to the Select Committee to which was referred the Petition of the Church Society of the Diocese of *Toronto*.

T. Appleton, et al.

Resolved, That the Petition of *T. Appleton* and others, Contractors, Master Builders, and Masons, of *Montreal*, be referred to a Select Committee, composed of the Honourable Mr. *De Bleury*, the Honourable Mr. *Viger*, the Honourable Mr. Attorney General *Smith*, Mr. Solicitor General *Taschereau*, and the Honourable Mr. *Moffatt*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

J. A. Gemmill, et al.

Resolved, That the Petition of *John A. Gemmill* and others, of the District of *Bathurst*, be referred to a Select Committee, composed of Mr. *Cameron*, Mr. *Stewart* of *Bytown*, Mr. *Petrie*, and Mr. *Sherwood* of *Brockville*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Johnstown Municipal Council.

Resolved, That the Petition of the Municipal Council of the District of *Johnstown* be referred to a Select Committee, composed of Mr. *Gowan*, the Honourable Mr. Attorney General *Draper*, the Honourable Mr. Solicitor General *Sherwood*, the Honourable Mr. *Baldwin*, and Mr. *Roblin*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

J. D. Parmenter, et al.

Ordered, That the Petition of *Joel D. Parmenter* and others, of *Gananoque*, *Leeds*, and *Lansdown*, be referred to the said Committee.

S. Solmes, Esq. et al.

Resolved, That the Petition of *Samuel Solmes*, Esquire, and others, of the District of *Prince Edward*, be referred to a Select Committee, composed of Mr. *Roblin*, Mr. *Powell*, and Mr. *Hall*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

S. Wood, et al.

Resolved, That the Petition of *Samuel Wood* and others, Agriculturists, be referred to a Select Committee, composed of Mr. *Merritt*, the Honourable Mr. *Baldwin*, Mr. *Duggan*, and Mr. *Roblin*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

J. H. Comins.

Resolved, That the Petition of *James H. Comins*, of *St. Catherines*, in *Upper Canada*, be referred to a Select Committee, composed of Mr. *Merritt*, Mr. *Macdonell* of *Stormont*, and Mr. *Thompson*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Message from Legislative Council.

A Message from the Legislative Council by *John Fennings Taylor*, Esquire, one of the Masters in Chancery.

LEGISLATIVE COUNCIL,
Thursday, 16th April, 1846.

Ordered, That one of the Masters in Chancery do go down to the Legislative Assembly and acquaint that House that the Legislative Council do concur in the Resolution communicated to them on the 14th of April instant, and have agreed to an Address to be presented to His Excellency, the Administrator of the Government, thereupon; to which Address the Legislative Council desire their concurrence, and also that it may be signed on their behalf.

Magdalen Islands Address.

To His Excellency Lieutenant-General, the Right Honourable *Charles Murray*, Earl Cathcart of *Cathcart*, in the County of *Renfrew*, Knight Commander of the Most Honourable Military Order of the Bath, Administrator of the Government of the Province of *Canada*, and Commander of Her Majesty's Forces in British *North America*.

MAY IT PLEASE YOUR EXCELLENCY,

We, Her Majesty's dutiful and loyal subjects, the Legislative Council and of *Canada*, in Provincial Parliament assembled, humbly pray that Your Excellency will be graciously pleased to interpose your good offices with Her Majesty's Government in behalf of the inhabitants of the *Magdalen* Islands, for the most part *Acadians* of French origin, descendants of the Colonists of *L'Acadie*, (now the Province of *Nova Scotia*,) originally colonized by *France*, whose religion, language, usages and interests are identified with those of a majority of the inhabitants of *Lower Canada*, to prevent the annexation they apprehend of those Islands to the Government of *Prince Edward's* Island.

Also,

Partition of Lands Bill, (L. C.)

The Legislative Council have passed a Bill, intituled "An Act to facilitate the partition of Lands, "Tenements, and Hereditaments in certain cases in "*Lower Canada*," to which they desire the concurrence of the Assembly.

And then he withdrew.

An engrossed Bill from the Legislative Council, intituled "An Act to facilitate the partition of "Lands, Tenements, and Hereditaments in certain "cases in *Lower Canada*," was read for the first time.

Church Society.

The Honourable Mr. Solicitor General *Sherwood*, from the Select Committee to which was referred the Petition of the Church Society of the Diocese of *Toronto*, and other references, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Report.

Your Committee have taken into consideration the subject matter of the Petitions of the Church Societies of the Dioceses of *Toronto* and *Quebec*, and the Petitions of others on the same subject, and they beg most respectfully to report the adoption of the ac-

companying Address to Her Most Gracious Majesty, the Queen, with a view of carrying out the objects and wishes of the Petitioners.

To the Queen's Most Excellent Majesty.

MOST GRACIOUS SOVEREIGN,

Address to Her Majesty.

We, Your Majesty's dutiful and loyal subjects, the Legislative Assembly of *Canada*, in Provincial Parliament assembled, beg leave to represent to Your Majesty,

That by the Act, intituled "An Act to provide "for the sale of the Clergy Reserves in the Province "of *Canada*, and for the distribution of the proceeds "thereof," the Government of the Province of *Canada* is empowered to sell all or any part of the Clergy Reserves, under regulations to be approved by Your Majesty in Council, and that the proceeds in money to be derived from the sale and leasing of the Clergy Reserves, after the deducting of certain allowances, which are specified in the said Act, are directed to be divided into two equal parts; one of which is to be distributed in certain portions between the Churches of *England* and *Scotland*, and the other to be applied by the Governor of this Province, with the advice of the Executive Council, for the purposes of Public Worship and religious instruction in *Canada*.

That, from these provisions, it appears that it was not the intention of the Imperial Parliament, at the time of the passing of the said Act, to apportion the said lands among the denominations of Christians whose claims were therein recognized, but rather to place the Clergy Reserves at the disposal of the Government, to be sold, and the proceeds to be divided in the proportions mentioned in the said Act.

That the attention of the Provincial Legislature has been drawn to this subject by the Petition of the Church Society of the Diocese of *Toronto* and the Diocese of *Quebec*, and other Petitions, signed by many thousand persons, members of the United Church of *England* and *Ireland*, resident in the said Diocese of *Toronto*, and Diocese of *Quebec*; praying to have the control over, and the disposition and management of, their respective shares of the Clergy Reserves, as is equivalent to the proportion of the funds assigned by the provision of the Act of the Imperial Parliament, as aforesaid, passed in the fourth year of Your Majesty's Reign, and they concur in the prayer of the Petitions, for the following considerations:—

First, That at the time these lands were set apart for the support of Religion, and the maintenance of Public Worship, it was thereby intended to create an adequate fund to form a permanent endowment for those important objects; but they now perceive that, under the system adopted, the share appropriated to the Church of *England*, the Church of the petitioners, is likely to be in a great measure consumed by charges which appear unnecessary, and to so great an extent, as, if persevered in, will reduce it to little more than a nominal provision for the support of their Church.

That the policy of the Imperial Government has ever been, with this exception, to place under the management and direction of the Church they meant to support, such endowment as they deemed it expedient to grant. Thus, in the State of *New York*, the members of the Church of *England* are at this day enabled to build their Churches and station their Missionaries in every section of that extensive country, by the aid of funds provided by the pious care of a British Monarch when that country was a British Colony. That the numerous Dutch population of the same State, are supplied with pastors from ample funds provided also at an early day by the care of the Government; and that, in both these cases, the foundation of the endowment was a grant of land, small in extent and value at the time it was made, compared with the Clergy Reserves set apart in this Colony, by His late Majesty, King *George* the Third; but which grants being scrupulously preserved, carefully and economically managed by their respective Churches, which were deeply interested in their proceeds, and at the same time respected by succeeding Governments, now yield munificent resources for the support of religion.

Address to Her Majesty.

Second, We beg permission further to represent, that our Roman Catholic fellow-subjects of *Lower Canada* have been treated by the Imperial Government with the same generosity and confidence. They enjoy at this day the most ample endowment for their Churches and Colleges, arising from early grants of land, which, if alienated at the value they once bore, would have afforded but a nominal provision wholly inadequate to the wants of the passing hour; when we contrast these several examples of the generosity of the Imperial Government, and the valuable result from such proceeding, we feel strongly the impolicy of the provision in the Act to which we have referred, and the justice of the claims set forth by the Petitioners. Moreover, while this policy continues, murmurings and heart-burnings must be continually engendered against the Provincial Government, by a very large portion of Your Majesty's most loyal subjects for the mismanagement of the property, whether well grounded or otherwise; so that it would be no small advantage to be relieved from a burthen which must be always attended with much vexation and grave discontent.

Wherefore, we most humbly beseech Your Majesty to recommend to the Imperial Parliament to amend the aforesaid Act, passed in the fourth year of Your Majesty's Reign; so as to place at the disposal of the Church of *England* their share of the said Reserves in *Upper* and *Lower Canada* respectively, to be controlled and managed by Lay Committees of the respective Incorporated Church Societies of the Dioceses of *Toronto* and *Quebec*; and to be sold under such regulations and conditions, and within such a period of time as Your Majesty, by Order in Council, shall from time to time direct; and that Your Majesty will be pleased to extend to other denominations entitled to a share of the Clergy Reserve fund, the same advantages if they so desire.

We beg to renew, on this occasion, the assurance of our entire devotion to Your Majesty's Person and Government.

Report to be Printed.

Ordered, That five hundred copies of the said Report be printed for the use of the Members of this House.

F. F. Carruthers.

Mr. *Gowan* from the Select Committee, to which was referred the Petition of *Frederic Fraser Carruthers*, Esquire, of the City of *Toronto*, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Your Committee have examined the said Petition, and recommend a Bill in favour of the Petitioner to the favourable consideration of your Honourable House.

Bill.

Ordered, That Mr. *Gowan* have leave to bring in a Bill to authorize the Court of Queen's Bench and the High Court of Chancery, at their discretion, to admit *Frederic Fraser Carruthers* to practise as an Attorney and Solicitor thereof, respectively.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Wednesday next.

Message from His Excellency.

The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, delivered to Mr. Speaker a Message from His Excellency, the Administrator of the Government, signed by His Excellency.

And the said Message was read by Mr. Speaker, all the Members of the House being uncovered, and is as followeth:—

CATHCART.

Clergy Reserves.

The Administrator of the Government informs the Legislative Assembly, in reply to their Address of the 14th instant, that He has received no Communication from Her Majesty's Secretary of State, relating to suspending the sale of the Clergy Reserve Lands.

GOVERNMENT HOUSE,
17th April, 1846.

Niagara Police.

Mr. *Dickson*, from the Select Committee to which was referred the Petition of *Richard Miller* and others, the President and members of the Board of Police of the Town of *Niagara*, and other references, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Report.

Your Committee beg leave to Report, that at the time the Statute 59th *Geo.* 3rd, rating Town Lots in *Niagara* and *Queenston* at the sum of fifty pounds per annum, was passed, it was under the impression that those Towns being at the head of the navigation would become places of great importance, and improve in such a ratio as would justify said assessment, but since the construction of the *Welland* Canal both Towns have been materially retarded in the improvement that was anticipated, and property therein worth nothing like the amount that it is in other Villages in the same District, where no such tax is imposed. Your Committee, therefore, consider the Repeal of the Second clause of 59th *Geo.* 3rd, in so much as the same relates to the Towns of *Niagara* and *Queenston*, desirable, and they therefore recommend the prayer of the Petitions to the favourable consideration of your Honourable House.

Niagara and Queenston Assessment Bill.

Ordered, That Mr. *Dickson* have leave to bring in a Bill to alter the mode of Assessment in the Towns of *Niagara* and *Queenston*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Wednesday next.

Hochelaga Municipal Council.

Mr. *Leslie*, from the Select Committee to which was referred the Petition of the Municipal Council of *Hochelaga*, and other references, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Report.

Your Committee have considered the Petition of the Municipal Council of *Hochelaga*, praying for a Division of the Parish of *Montreal*, into five distinct Municipalities; and having duly considered the same, they are of opinion, that such a division would be exceedingly beneficial to the interests of the inhabitants, and they therefore beg leave to recommend that it be carried into effect; and they would further suggest, that each of the Municipalities so to be established, be authorized to assess themselves, for the maintenance of Schools, to any amount, not exceeding three times the Government allowance. Also, that each School District be assessed separately, when so decided by the Municipal Council, provided that no district be assessed for a less amount than its own share of the Government allowance. The said Municipalities might be authorized also to assess themselves to the amount of £200 in one School District, and £100 in the others, for the building of School-Houses, where none exist at present.

Report.

With regard to that portion of the Petition, which prays for grants of Public Monies to equal the above assessment, and also for a distinct allowance for the maintenance of Superior Schools, when in operation, similar to those already allowed to several Academies and Educational Institutions; your Committee conceive that the importance of the Parish of *Montreal* would warrant such grants hereafter, if the inhabitants should make the efforts in a pecuniary point of view, which the Petition seems to indicate; and they recommend the subject to the notice of the Executive Government, to whom action appertains in this matter.

Your Committee approve of that part of the Petition, which asks for a separation of the matters relating to Schools and Municipalities; and they believe that in that case, Five Councillors and Five School Commissioners for each Municipality, would be sufficient.

Your Committee conceive that the Municipalities should have control over Taverns and Play-Houses; they ought also to have the powers prayed for with regard to adopting measures for the preservation of Health and Cleanliness, and for the prevention of Fires, and for maintaining good order in any part which they may establish as a Village. The Municipalities should also cause a census to be taken from time to time, at their own expense, so as to give to the Superintendant of the Schools the means of apportioning the School Moneys.

Your Committee have also considered the Petition of *James Dickson* and others, of the *Banlieue* of *Three Rivers;* praying that the said *Banlieue* be incorporated as a distinct Municipality, separate from the Town of *Three Rivers;* and they respectfully recommend that it be so incorporated, but that the Law, in every other respect, remain as it is at present.

The Petition of *P. P. Demaray*, and *P. Gamelin*, Esquires, Warden and Secretary of the Municipal Council of the Parish of *Saint Johns, Dorchester*, praying the consideration of the House to certain Resolutions, submitted by them, with respect to an extension of the powers granted to Municipal Councils.

The first suggestion, that the Municipal Councils may have the sole right of granting Shop and Tavern Licenses within their jurisdiction, is a matter well deserving the attention of the Government, as it is of a general nature, and not one merely affecting this Municipality. They further desire that the Mayor of the Municipality, or his Deputy, may be a competent Judge in Road and Police matters, without assembling the Councillors,—a power which your Committee do not think it would be expedient to grant.

They also pray for the Repeal of the Act 4th, *Geo.* 4th, chap. 2, on the ground that it does not agree in its operation with the Municipal Act; should such really be the fact, your Committee conceive that it is the province of the Government to make the Acts alluded to agree in their general effect.

With respect to that part which relates to a Division of the Southern part of the District of *Montreal*, for Judicial purposes, and the establishment of Criminal Courts for minor offences, your Committee are humbly of opinion, that those subjects cannot properly come within the powers of the Committee.

Report to be Printed.

Ordered, That three hundred copies of the said Report be printed for the use of the Members of this House.

Hochelaga Division Bill.

Ordered, That Mr. *Leslie* have leave to bring in a Bill to divide the Municipality of *Hochelaga* into five distinct Municipalities, and further to provide for the support of Schools and the management of local affairs therein.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Wednesday next.

J. R. Gemmill.

Mr. *Cameron*, from the Select Committee, to which was referred the Petition of *John R. Gemmill*, of the Town of *Lanark*, in the District of *Bathurst*, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Report.

Your Committee, to whom was referred the Petition of *J. R. Gemmill*, Esquire, of *Lanark*, son of the late Reverend *S. Gemmill*, Presbyterian minister, of *Lanark*, in the County of *Lanark*, beg leave to report, that they find the late Father of the Petitioner was a Presbyterian Minister, who came to this country about 1822, with a large emigration of settlers, well known as the *Lanark* settlers, from the Counties of *Lanark* and *Renfrew*, in the West of *Scotland;* that all these settlers received grants of Land and a loan of Money; that the said *S. Gemmill* officiated many years amongst this people as their Pastor, with little or no remuneration from them, and that Government granted an order in Council about 1836, to authorize the Land granting department to give the said *S. Gemmill* three hundred acres of land; but from various causes, connected with the said land granting department, and not in any way depending on Petitioner's Father, he failed during his life to get this land, although it is known to one member of this Committee, that he made several fruitless attempts to obtain it, but owing to the continually changing regulation of that day he could not succeed in obtaining land fit for settlement.

That this state of things remained until 1841, when an application for certain land by petitioner's father, who had become aged and infirm, he was informed his application was now too late; shortly after this he, petitioner's Father, died, and the son applied for scrip, and was informed the order in Council had become lapsed.

Your Committee respectfully recommend that an Act of your Honourable House be immediately passed, not only to do justice to this petitioner, but to all who are similarly situated, who may have orders in Council, which have been in this way repudiated by Government.

G. H. Ryland, Esq.

Mr. *Macdonald* of *Kingston*, from the Select Committee to which was referred the Petition of *G. H. Ryland*, Esquire, Registrar of *Montreal*, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:

Report.

Your Committee after a careful examination of the numerous Documents and Correspondence connected with Mr. *Ryland's* case, have established the following facts, viz.:—

That in 1818 Mr. *Ryland* first entered the public service as an Assistant in the Office of the Executive Council of *Lower Canada*, and in 1821 was appointed and sworn in as Clerk Assistant of the said Council, which office he held until the 13th October, 1838. On that day he received his Patent from the Earl of *Durham*, the then Governor General, as Clerk of the Executive Council of *Lower Canada*, an appointment which appears to have been conferred in the usual manner, and without any conditions attached thereto.

From the period of Mr. *Ryland's* appointment in 1838, as Clerk of the Council of *Lower Canada*, he continued to discharge the duties of that office until the Union of the Provinces. When that event took place, Lord *Sydenham*, the then Governor General, did not deem it necessary or advisable to deprive Mr. *Ryland* of his office, but, on the contrary, thought proper to "continue his services" as Clerk of the Executive Council of *Canada*, and he was accordingly sworn in under his old Letters Patent to perform the duties of his office, as appears by the Minutes of Council of the 13th February, 1841, and on the removal of the Seat of Government to *Kingston*, he proceeded to that place with the rest of the Public Officers, in charge of his Department. Report.

Even supposing Lord *Normanby's* Despatch of the 3d July, 1839, to have been applicable to Mr. *Ryland's* case, (which the Committee do not admit,) it is evident that the contingency therein mentioned did not occur. For instead of its being found impossible to continue his services, he was actually appointed Clerk of the Executive Council of the Province of *Canada* after the Union, and continued to perform the duties of the office for nearly a year afterwards. In August, 1841, Lord *Sydenham* thought it necessary, on grounds of public policy, and in organizing his Council on a new system, to make several changes in the constitution of that body, and to transfer many of the duties which, up to that period had been performed by the Clerk, to the President of the Council, whose salary was increased from £100 to £1,100 per annum. In consequence of this arrangement, the Governor General proposed to Mr. *Ryland* to surrender his appointment, and to accept in its stead the office of Registrar of the District of *Quebec*, at the same time guaranteeing to him an annual income, from the emoluments of such office, equal to the sum of £515 currency, which it was admitted he would be entitled to as a retiring allowance, under the Imperial Statute, 4 and 5 *Wm.* IV., cap. 24, by which Statute the amount of pensions granted to the other Officers who retired from the public service was regulated.

Mr. *Ryland*, on being thus guaranteed, and being assured that the emoluments of the Registrar, under the Ordinance then lately passed, would amount for the first year to a very large sum, affording him ample compensation for the loss of the Council Office, acceded to this proposal, and placed his situation at His Excellency's disposal. But he expressly stipulated in his official acceptance of the new appointment, as well as in his answer to the Circular of His Excellency Sir *Richard Jackson*, dated 8th December, 1841, "that in the event (of the Registrarship of the District of *Quebec*) not proving nearly equal in value to his appointment as Clerk of the Executive Council, the sum guaranteed was not to be considered as compensation in full, either for the loss of that office, or of his claim upon the Government." In consequence, however, of Lord *Sydenham's* decease, the Ordinance was not put in force in October, 1841, as had originally been determined, and it was not until January following that the law was promulgated. During this delay the Legislature altered the Ordinance, and in effect deprived Mr. *Ryland* of the advantages that he would have received from the law as it stood when he was first appointed; and, notwithstanding his remonstrances, no steps were taken by the Executive to protect him under the arrangement previously entered into with him. And yet about the same time the Clerkship of the Council, which until then had remained vacant, was filled up, and Mr. *Ryland* thus prevented from returning to it, as he had originally stipulated in his acceptance of the Registrarship. Although Mr. *Ryland* was appointed under his arrangement with Lord *Sydenham*, Registrar of the District of *Quebec*, and although the emoluments of such appointment were insufficient to satisfy his just expectations, yet, in addition to his other losses, he was obliged, by the passing of an Act during the Session of 1844, abolishing District Registrarships, to receive instead the situation of Registrar of the County of *Quebec*, being only one-fourth of the office originally conferred upon him. And it is proved to your Committee, by the Report of the Commissioner appointed to examine

Report.

into the several offices by the Registry Ordinance, that this situation, instead of being one of profit to Mr. *Ryland*, has only been a source of labour and expense.

On the death of the late Registrar of *Montreal*, the Governor General proposed to Mr. *Ryland* that he should be transferred from the *Quebec* to the *Montreal* Registry Office. In acceding to this proposal, Mr. *Ryland* again stipulated that it should not be considered as in any way interfering with his claims under his previous arrangement with Government.

That this transfer has not benefited Mr. *Ryland*, is proved conclusively by the following extract from the Report of Mr. *Clark*, the Commissioner to inspect the offices in the District of *Montreal*, dated the 7th April, 1846:—

"Since the 9th of July, 1845, the day on which "Mr. *Ryland* assumed the duties of the Office, the "work has progressed with all possible celerity; "356 Registrations by that gentleman remaining to "complete the work, and 403 Entries to complete "the Journal or Minute-Book. These arrears were "unavoidable in consequence of the press of business, "and are being made up as rapidly as the means pro-"vided by law will admit."

"The Revenue of the Office since the 9th July, "1845, was £496; a sum scarcely sufficient to meet "the actual disbursements of the Office, and yielding "no remuneration whatever to Mr. *Ryland*."

Thus it appears that Mr. *Ryland*, by trusting to the guarantee of the late Governor General, has lost a lucrative office—has been deprived of all emolument, from his substituted appointments—and is now threatened with the loss of his retiring allowance, which he would have had a right to claim, at the same time that other Officers similarly situated were placed on the Pension List of the country.

Your Committee, on a consideration of the circumstances above stated, cannot but consider that Mr. *Ryland's* case is one of great hardship,—that his claims, the justice of which has been officially recognized by the late Governor General, Lord *Metcalfe*, ought not to be avoided or overlooked; and that he has a right to expect that the contract entered into between him and the Government, of which he has performed his part, should be carried out, according to its terms; or, as that may now be impossible, that he should be fully compensated for the non-fulfilment thereof.

Report to be Printed.

Ordered, That two hundred copies of the said Report be printed for the use of the Members of this House.

Report Committed.

Ordered, That the said Report be committed to a Committee of the whole House, on Thursday next.

Private Bills.

Mr. *Hale*, from the Standing Committee on Private Bills, presented to the House the Eighth Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Albion Road Bill.

Your Committee have examined the Bill to incorporate certain persons under the name of the *Albion* Road Company, and have made several amendments thereto, which they submit to your Honourable House.

"*La Commu-* "*nauté des* "*Filles de la* "*Charité,*" Bill.

They have also examined the Bill to incorporate "*La Communauté des Filles de la Charité,*" of the Parish of *St. Hyacinthe*, in the District of *Montreal*, for the care of infirm and sick persons, and for other purposes; and report favourably upon the same, taking into view the many precedents that exist, of Societies very similar to the one in question, and many of much less public and general benefit, being incorporated by the Legislature; they feel it at the same time to be their duty to submit for the consideration of your Honourable House, with reference as well to the measure, now the object of their report, as to others previously reported upon, the question of the expediency of carrying out the custom which has prevailed to a great extent, of incorporating societies of a charitable, benevolent, or religious nature, which, while they are of great and unquestionable benefit to the community, may possibly be considered as not partaking of that commercial or manufacturing character which would render the possession of an act of incorporation for any other purpose than that of holding Real Property necessary; for which purpose a general law would be, in the opinion of your Committee, the more convenient and least expensive provision for the Government, and for the parties concerned.

Cobourg and Port Hope Turnpike.

Your Committee have considered the Petition of *D. E. Boulton* and others; praying to be incorporated for the purpose of constructing a Turnpike Road from *Cobourg* to *Port Hope*, but finding, upon inquiry, that the Petitioners have failed to give the notice required by the Rules of your Honourable House, they cannot recommend the prayer of the Petition.

"*La Commu-* "*nauté des* "*Filles de la* "*Charité,*" Bill.

Ordered, That the Bill to incorporate "*La Communauté des filles de la Charité,*" of the Parish of *St. Hyacinthe*, in the District of *Montreal*, for the care of infirm and sick persons, and for other purposes, be Engrossed.

Winter Roads Bill.

Ordered, That the Honourable Mr. *DeBleury* have leave to bring in a Bill to amend certain Ordinances, and an Act relative to Winter Roads in *Lower Canada*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Friday next.

Albion Road Bill.

Ordered, That the Bill to incorporate certain persons under the name of the *Albion* Road Company, as reported by the Standing Committee on Private Bills, be committed to a Committee of the whole House, on Thursday next.

Petition of J. Hamel, Esq., Printed.

Ordered, That five hundred copies of the Petition of *Joseph Hamel*, Esquire, and others, of the City of *Quebec*; be printed for the use of the Members of this House.

Quebec Turnpike Roads.

Ordered, That the Return to an Address of this House to His Excellency, the Administrator of the Government, of the twenty-fourth of March last, relating to the *Quebec* Turnpike Trust, be referred to the Select Committee, to which was referred the Petition of *Jean Baptiste Pagé* and others, inhabitants of the Parish of *L'Ancienne Lorette*, and other references.

St. Patrick's Society Bill.

Ordered, That Mr. *Duggan* have leave to bring in a Bill to incorporate the *St. Patrick's* Society of *Montreal*, to enable said Society more efficiently to manage the affairs thereof.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Wednesday next.

On motion of the Honourable Mr. *Moffatt*, seconded by Mr. *Macdonald* of *Cornwall*,

Partition of Lands Bill, (L. C.)

Ordered, That the Engrossed Bill from the Legislative Council, intituled, "An Act to facilitate "the Partition of Lands, Tenements, and Here-"ditaments, in certain cases, in *Lower Canada*," be read a second time on Monday next.

Leave of Absence.

Ordered, That Mr. *Brooks* have leave to absent himself from this House for one week, from Monday next, on urgent private business.

On motion of the Honourable Mr. *Papineau*, seconded by the Honourable Mr. *Viger*,

Municipal Law, (L. C.)

Resolved, That this House do now resolve itself into a Committee of the whole House, to consider the expediency of repealing the Municipal Law of *Lower Canada*, and of enacting another, with amendments and new provisions.

The House accordingly resolved itself into the said Committee.

Mr. *Stewart* of *Prescott* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair, and

Mr. *Stewart* of *Prescott* reported that the Committee had come to a Resolution, which he was directed to submit to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received on Monday next.

On motion of the Honourable Mr. *Papineau*, seconded by the Honourable Mr. Attorney General *Smith*,

School Act.

Resolved, That this House do now resolve itself into a Committee of the whole House, to consider the expediency of repealing the Provincial Statute of the 8th *Victoria*, cap. 41, commonly called "The School Act," and of enacting another with amendments and new dispositions.

The House accordingly resolved itself into the said Committee.

Mr. *Stewart* of *Bytown* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair.

And Mr. *Stewart* of *Bytown* reported that the Committee had come to a Resolution, which he was directed to submit to the House whenever it shall be pleased to receive the same.

Ordered, That the Report be received on Monday next.

On motion of the Honourable Mr. *Cayley*, seconded by the Honourable Mr. Attorney General *Smith*,

Act 6th Vic. ch. 31, and 8th Vic. ch. 3. (Customs Duties.)

Resolved, That this House do now resolve itself into a Committee of the whole House, to take into consideration the propriety of amending the Act 6th *Vic.* chap. 31, and the Schedule of Duties granted by 8th *Vic.* chap. 3.

The House accordingly resolved itself into the said Committee.

Mr. *Méthot* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair.

And Mr. *Méthot* reported that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, That the said Committee have leave to sit again on Tuesday next.

On motion of the Honourable Mr. Attorney General *Draper*, seconded by the Honourable Mr. *Cayley*,

Ordered, That the Orders of the Day be now called.

rinity House ill, (Quebec.)

The Order of the Day for the second reading of the Bill to amend and consolidate the Laws and Ordinances now in force relating to the powers and duties of the Corporation of the Trinity House of *Quebec;* to Pilots and Pilotage in the Port of *Quebec;* and to the *Quebec* decayed Pilot Fund; and for other purposes, being read;

On motion of the Honourable Mr. Attorney General *Draper*, seconded by the Honourable Mr. *Cayley*,

ders Postned.

Ordered, That the Orders of the Day be postponed until the next meeting of the House.

Then, on motion of the Honourable Mr. Attorney General *Draper*, seconded by the Honourable Mr. *Cayley*,

The House adjourned until Monday next.

Lunæ, 20° die Aprilis.

ANNO NONO, VICTORIÆ REGINÆ, 1846.

THE following Petitions were severally brought up and laid on the table:— Petitions laid on the table.

By the Honourable Mr. *Laterrière*,—The Petition of *Joseph Hovington* and *Ephraim Tremblay*, of *Tadousac*, in the County of *Saguenay*, Navigators; and the Petition of *William Price*, of the City of *Quebec*, Esquire.

By Mr. *Lacoste*,—The Petition of the Reverend *Pierre M. Mignault*, Founder and Superior of the College of *Chambly*.

By Mr. *Sherwood* of *Brockville*,—The Petition of *G. W. Arnold* and others, of *Brockville;* and the Petition of *Isaac Beecher*, of the Town of *Brockville*, in the District of *Johnstown*.

By Mr. *Brooks*,—The Petition of the Reverend *David Gibbs*, A. M., and others, of the Township of *Granby*, in the County of *Shefford*.

By the Honourable Mr. *Baldwin*,—The Petition of *E. Henwood*, Secretary, on behalf of the Medical Board of *Canada* West.

By Mr. *Chalmers*,—The Petition of *A. Proudfoot*, Esquire, and others, members of the United Church of *England* and *Ireland*, in the Township of *Trafalgar*, in the Diocese of *Toronto*.

By the Honourable Mr. *Robinson*.—The Petition of the Reverend *John A. Mulock* and others, members of the United Church of *England* and *Ireland*, (relating to Clergy Reserves).

By the Honourable Mr. *Aylwin*,—The Petition of the Reverend *R. R. Burrage* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec;* and the Petition of *Jeffery Hale*, Esquire, and others, officers and members of the British and Canadian School Society.

By Mr. *Price*,—The Petition of *John Thom* and others, of the Township of *Scarborough*, in the *Home* District.

By the Honourable Mr. Solicitor General *Sherwood*,—The Petition of the Right Reverend the Lord Bishop of *Toronto* and others, members of the United Church of *England* and *Ireland*, in the City of *Toronto* (relating to Schools); and the Petition of the Board of Trade of the City of *Toronto* (relating to duty on wheat).

By Mr. *Hale*,—The Petition of *M. Townsend* and others, School Commissioners for the Municipality of *Clarenceville*, in the District of *Montreal*.

By Mr. *Riddell*,—The Petition of *John Mathison* and *James Grant*, of the Township of *Zorra*, in the District of *Brock*.

By Mr. *Jobin*,—The Petition of *N. B. Doucet* and *L. R. Lacoste*, Esquires, in behalf of the Notaries Public of the District of *Montreal*.

By Mr. *M'Connell*,—The Petition of *O. Dorman* and others, of the Township of *Potton*, in the District of *Montreal*.

By Mr. *Méthot*,—The Petition of *F. B. Blanchard*, Esquire, and others, of the Township of *Kingsey*, in the County of *Drummond*.

By Mr. *Stewart* of *Bytown*,—The Petition of *Donald Cameron*, of the Township of *Thorah*, in the *Home* District.

By Mr. *Gowan*,—The Petition of *William Bates* and others, of *Kitley* and other Townships, in the District of *Johnstown*.

Petitions laid on the table.

By Mr. *Colvile*,—The Petition of *John Scriver*, Merchant, of the Township of *Hemmingford*.

By Mr. *Meyers*,—The Petition of *John Watch*, Esquire, and others, of the neighbourhood of *Woodstock*, in the District of *Brock*.

"*La Communauté des Filles de la Charité*," Bill.

An Engrossed Bill to incorporate "*La Communauté des Filles de la Charité*," of the Parish of *St. Hyacinthe*, in the District of *Montreal*, for the care of infirm and sick persons, and for other purposes, was read for the third time.

Resolved, That the Bill do pass, and the title be "An Act to incorporate "*La Communauté des* "*Filles de la Charité*," of the Parish of *St. Hy*- "*acinthe*, in the District of *Montreal*, for the "care of infirm and sick persons, and for other "purposes."

Ordered, That Mr. *Boutillier* do carry the said Bill to the Legislative Council and desire their concurrence.

Petitions read.

Pursuant to the Order of the Day, the following Petitions were read.

Of *George Chambers* and others, Members of the United Church of *England* and *Ireland*, in *Ingersoll* West, and *North Oxford*, in the Diocese of *Toronto*; of the Reverend *J. M'Grath*, A.M., and others, members of the United Church of *England* and *Ireland*, in a part of the Township of *Toronto*, in the Diocese of *Toronto*; praying that measures may be adopted for vesting in the Church Society of the Diocese of *Toronto*, for the benefit of the said Church, such a portion of the Clergy Reserve Lands, as shall correspond with their share of the income arising from the same.

Of *Samuel Harrold*, Esquire, and others, of *East Gwillimbury*; praying that the Report of the Committee of the Legislative Assembly at its last Session, relating to the Clergy Reserve Lands, may be rejected.

Of *Thomas Moshier* and others, of the Township of *Whitchurch*, in the *Home* District; of *Luther H. Cronk* and others, of the Township of *Whitby*; of *Norman Jones* and others, of the Townships of *Whitchurch* and *Markham*, in the *Home* District; and of *David Coutts* and others, of the Township of *Chinguacousy*, in the *Home* District; praying that no division may be made of the Clergy Reserve Lands, but that the proceeds of the same be appropriated to the promotion of general education.

Of *Christopher Coulthard* and others, of the Township of *Brock*, in the *Home* District; of *Irvine Johnston* and others, of the Township of *Brock*, in the *Home* District; and of *Archibald M'Millan* and others, of *Thorah*, in the *Home* District; praying that the grant of last Session for the improvement of *Simcoe* Street may be expended according to the original intention.

Of *J. J. Maitland* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*; of the Reverend *James Pyke* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*; of the Reverend *Andrew Balfour* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*; and of the Reverend *C. Jackson* and others, of the Protestant Episcopal Mission of *Hatley*, in the Diocese of *Quebec*; praying that measures may be adopted for vesting in the Church Society of the Diocese of *Quebec*, for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall correspond with their share of the income arising from the same.

Of *James Ferrier*, Esquire, Mayor, and others, members of the Municipal Council of the City of *Montreal*; praying for the passing of an Act to declare the election of the Mayor of the said City null and void, and to empower the said Council to proceed to another election of Mayor at the earliest possible period. Petitions read.

Of *W. Simpson* and others, members of the United Church of *England* and *Ireland*, in the Townships of *Tay* and *Tiny*; praying that the Common School Act may be amended, by dividing the grant among the different religious denominations, or that it be repealed.

Of *Richard Griffith* and others, of the County of *Ottawa*, in *Lower Canada*; praying for aid to open Roads in the said County.

Of *Louis Bertrand*, Esquire, Mayor, and others, the Municipal Council of the Parish of *St. Jean Bte. de L'Isle Verte*; and of *Phillip Renouf*, Esquire, Mayor, and others, Councillors of the Municipality of *Notre Dame des Neiges des Trois Pistoles*, in the County of *Rimouski*; praying that the said County be divided into two Counties, for Judiciary purposes.

Of *Andrew Buckham* and others, of the Township of *Chinguacousy*, in the *Home* District; of *John Bogart* and others, of the Township of *Whitchurch*; of *David Buckham* and others, of the Village of *Paris*, in the District of *Gore*; of *Thomas G. Coyne* and others, of the Township of *Dunwich*, in the District of *London*; of *Luther H. Cronk* and others, of the Township of *Whitby*; of *David Rintoul* and others, of the Township of *Beverley*; and of *John Johnston* and others, of the Townships of *Uxbridge* and *Scott*; praying that no partition be made of the endowment of King's College, but that the same may be secured from mismanagement, and the benefits thereof made general.

Of *M. Townsend* and others, the Board of Directors of the *Clarenceville* Academy, in the County of *Rouville*; praying for aid in support of the said Institution.

Of *Adolphus Jacquies*, formerly Printer and Proprietor of the Newspaper called "*Le Fantasque*;" complaining of his illegal imprisonment during the late troubles, and consequent loss of health and property, and praying relief.

Of *M. Noël Tousignant*, of the County of *Lotbinière*; complaining of the appointment of *Germain Durand* as a Lieutenant in the Battalion of the said County, and praying that he may be commissioned a Lieutenant in the said Battalion.

Of *Jean Villers*, Esquire, and others, of the Parish of *St. Louis de Lotbinière*, in the County of *Lotbinière*, in the District of *Quebec*; praying that the Circuit Court and the Registry Office may be held at the Parish of *Lotbinière*.

Of Captain *J. C. Rival* and others, of *Ste. Croix*, *Lotbinière*, and other Parishes; praying for the construction of a Wharf at *Pointe Platon*, in the Parish of *Ste. Croix*.

Of *George S. Tiffany*, Esquire, and others; praying for an Act of Incorporation, to enable them to construct a Railway from *Kingston* to *Prescott*.

Resolved, That the Rule of this House, which limits the time for receiving private Petitions, be suspended as regards the said Petition.

Of *Robert Mercer* and others, of the Town of *Chatham* and its vicinity, in the *Western* District; praying for aid to construct a Plank Road from *Queenston* to *Windsor*.

Of *Alexis Bertrand*, a militia man, disabled during the late war with the *United States*; complaining that he has received no pension or provision, and praying relief.

Of *John Wetenhall*, Esquire, and others; praying for an Act of Incorporation, to enable them to construct a Railway from *Montreal* to *Kingston*.

Resolved, That the Rule of this House, which limits the time for receiving private Petitions, be suspended as regards the said Petition.

Petitions read.

Of *Simon Gendron* and *Joseph Benoit*, Esquires, Mayor, and Secretary, in behalf of the Municipal Council of *Ste. Rosalie;* praying for a Repeal of the Laws relating to Winter Carriages.

Of *Francis C. T. Arnoldi*, M.D., and others, of the Corporation of the School of Medicine and Surgery; praying that the claims of the said Corporation may be considered equally with the Faculty of Medicine of *M'Gill* College, in any pecuniary Legislative grant.

Of *William Benjamin* and others, members of the *Montreal* Portuguese Congregation of Israelites; praying for an Act of Incorporation.

Of *F. H. Guay*, Esquire, and others, of the Parish of *St. Joseph de la Pointe Levi*, and other Parishes, in the County of *Dorchester;* praying that the Registry Office for the said County be transferred to that part of the said County which was formerly the County of *Dorchester*.

Of *A. A. Adams* and others, of the Townships of *Barnston* and *Barford;* praying for aid to improve the road leading from *Montreal* to the Province Line.

Of the Honourable *R. S. Jameson* and others, the Trustees of the *Toronto* Hospital Endowment; praying for an Act of Incorporation, and for an aid in support of the said Institution.

Of *M. T. O'Beirne* and others; praying that the endowment of King's College be so disposed of as that all classes may participate in the advantages thereof.

Of *Eli Gorham* and others, of the Township of *Whitchurch;* praying that the Report of the Committee of last Session recommending a division of the Clergy Reserve Lands may be rejected.

Of the Reverend *R. M'Cosh*, in behalf of the Presbyterian Congregation of *Paris;* praying that no partition be made of the endowment of King's College; that an Agricultural and Commercial Chair be established therein; and that there be no religious test whatever.

On motion of Mr. *Duggan*, seconded by Mr. *Williams*,

West Halton Election.

Ordered, That the Order of this House of Monday, the sixth of April, instant, "That *Miles* "*O'Reilly*, *John Ogilvie Hatt*, and *Samuel B.* "*Freeman*, Esquires, Commissioners appointed "to take evidence in the matter of the Con- "tested Election for the West Riding of the "County of *Halton*, be ordered to attend at the "Bar of this House, forthwith, to answer for "their neglect, in not complying with the Or- "ders of the House and the Statute, in their "proceedings under the Commission upon "which they acted, and to bring with them the "original minutes of their proceedings under "the Commission," be now read.

The said Order was read accordingly.

Ordered, That the said Commissioners be now called to appear at the Bar of this House, to be examined on the subject matter of the Contested Election for the West Riding of the County of *Halton*.

The said Commissioners were accordingly called, and *John Ogilvie Hatt* and *Samuel Black Freeman*, Esquires, two of them, appeared at the Bar of the House.

John Ogilvie Hatt, Esquire, interrogated.

Question.—1. Are you *John Ogilvie Hatt*, one of the Commissioners appointed to take evidence in the matter of the Contested Election for the West Riding of the County of *Halton;* and are you the Chairman of the said Commissioners?

Answer.—I am.

Question.—2. Have you the original record of the proceedings had under the said Commission?

Answer.—I have.

Samuel Black Freeman, Esquire, interrogated. West Halton Election.

Question.—3. Are you *Samuel Black Freeman*, one of the Commissioners appointed to take evidence in the matter of the Contested Election for the West Riding of the County of *Halton?*

Answer.—I am.

Ordered, That *John Ogilvie Hatt*, and *Samuel Black Freeman*, Esquires, be directed to withdraw.

Mr. *Hatt* and Mr. *Freeman* then withdrew.

Ordered, That that part of the Entries of the Journals of this House which relates to the Report of the Select Committee appointed to try the merits of the Contested Election for the West Riding of the County of *Halton*, together with the said Report, be now read.

The said Entries were read accordingly.

Ordered, That the said Commissioners, *John Ogilvie Hatt* and *Samuel Black Freeman*, Esquires, be ordered to attend at the Bar of this House, to-morrow, at its opening, to await the further Orders of the House.

The said Commissioners were then called, and informed by Mr. Speaker that they were ordered by the House again to appear at the Bar to-morrow, at its opening, to await the further Orders of this House, and then they withdrew.

Resolved, That the Petition of *F. H. Guay*, Esquire, and others, of the Parish of *St. Joseph de la Pointe Levi*, and other Parishes, in the County of *Dorchester*, be referred to a Select Committee, composed of Mr. Solicitor General *Taschereau*, Mr. *Christie*, the Honourable Mr. *Laterrière*, Mr. *Chabot*, and Mr. *Laurin*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records. Petitions referred: F. H. Guay, Esq., et al.

Ordered, That the Petition of *Adolphus Jacquies*, formerly Printer and Proprietor of the Newspaper called "*Le Fantasque*," be referred to the Select Committee to which was referred the Petition of Mrs. *Eleanor Teed*, of the City of *Quebec*, widow of the late *John Teed*. A. Jacquies.

Ordered, That the Petition of *Eli Gorham* and others, of the Township of *Whitchurch*, be referred to the Select Committee to which was referred the Petition of *George Roe* and others, of the County of *Russell*, and other references. E. Gorham, et al.

A Message from the Legislative Council, by *John Fennings Taylor*, Esquire, one of the Masters in Chancery. Message from Legislative Council.

Mr. Speaker,

The Legislative Council have passed the Bill, intituled, "An Act to remove certain doubts as to the "jurisdiction conferred upon the Court of Chancery, "in *Upper Canada*, in matters relating to Lunatics, "Idiots, and Persons of unsound mind and their "Estates; and to amend and extend the Laws in "force in *Upper Canada*, relating to Lunatics, Idiots, "and Persons of unsound mind and their Estates," without any amendment. Idiots and Lunatics' Relief Bill.

And then he withdrew.

Mr. *Jobin*, from the Select Committee to which was referred the Petition of *E. Guy* and others, residing on the Lower *Lachine* road, and other references, with power to report from time to time, and with an instruction to the said Committee, presented to the House the First Report of the said Committee, which was again read at the Clerk's table, and is as followeth:— Montreal Roads.

Your Committee have taken into consideration the Petitions of *E. Guy* and others, *M. F. Valois* and others, *T. Meloche* and others, Honourable *Gabriel Roy* and others, Honourable *R. U. Harwood* and others, Report.

Report.

and *E. M'Naughton* and others, relating to Roads in the Island of *Montreal*, and having examined the petitioners and other witnesses in relation thereto, are of opinion that the Turnpike Roads prayed for by the Petition of *M. F. Valois* and others, from the Upper *Lachine* Road to the Village of *Ste. Anne*, is very much required, being necessary to continue the great line of communication between *Montreal* and the Upper Province, they therefore consider that the prayer of the petitioners should be granted. Your Committee are also of opinion that the Turnpike Road prayed for by *Toussaint Meloche* and others, from *L'Abord-à-Plouffe* to the Village of *Ste. Geneviève*, would be extremely beneficial, not only to the population of the whole upper part of the Island, but as giving access to the *Montreal* Market to the greater portion of the inhabitants of the northern part of the District of *Montreal*.

Upon considering the amount of the revenue at present accruing from the Lower *Lachine* Road, your Committee conceive that the continuation of that road from the Pavillion to the eastward of the *Lachine* Church, as prayed for by the Petition of *E. Guy* and others, is very desirable, and will be of great advantage to the public, particularly on account of the manufactories now established at the latter place, and many others hereafter to be established at the many places where water power is to be found on that line.

Your Committee have also taken into consideration the Petition of the Honourable *Gabriel Roy* and others, and conceive that the small portion of road connecting the Turnpike Roads leading from the City of *Montreal* to *L'Abord-à-Plouffe* and the *Sault-au-Récollet*, should be improved, as prayed for by the Petitioners, who, in the present state of that road, are deprived to a great extent of the advantage of the Turnpike Roads.

Your Committee consider that the prayer of the Petitions of the Honourable *R. U. Harwood* and others, and *E. M'Naughton* and others, would be complied with, if a Turnpike Road were made from *Lachine* to *Ste. Anne*, as suggested at the commencement of this Report; such road being the shortest that can be made from *Ste. Anne* to *Montreal;* and they are also of opinion that Bridges should be constructed, under the direction of the Board of Works, at *Ste. Anne* and at *Vaudreuil* Ferry, to complete the grand Trunk Road from *Montreal* to the Upper Province.

Should the above suggestions be concurred in by your Honourable House, your Committee would recommend that the roads to be made and improved in accordance therewith, be placed under the control of the Trustees of the *Montreal* Turnpike Roads, and that the said Trustees be authorised to borrow a further sum of twenty-seven thousand pounds for their construction, at a rate of interest not exceeding six per cent.

(*For the Evidence to this Report see Appendix S. S.*)

Ordered, That the said Report be committed to a Committee of the whole House on Wednesday next.

Report to be printed.

Ordered, That two hundred copies of the said Report, with the evidence, be printed for the use of the Members of this House.

Message from His Excellency.

The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, delivered to Mr. Speaker a Message from His Excellency, the Administrator of the Government, signed by His Excellency.

And the said Message was read by Mr. Speaker, all the Members of the House being uncovered, and is as followeth:—

CATHCART.

Contingencies.

The Administrator of the Government informs the Legislative Assembly that he has, in compliance with their Address, issued his warrant in favour of *William Burns Lindsay*, Esquire, the Clerk of the House, for the sum of five thousand pounds, currency, towards defraying the Contingencies of the House, the House having undertaken to make good the same.

GOVERNMENT HOUSE,
20th April, 1846.

Contingencies.

The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, laid before the House, by command of His Excellency, the Administrator of the Government,

Bytown Glebe Lot Correspondence.

Return to an Address from the Legislative Assembly to His Excellency, the Administrator of the Government, praying that His Excellency will be pleased to direct the proper officer to lay before them "copies of all documents and representations made to the Crown Lands Department in relation to the purchase, by *John Rochester* of *Bytown*, of a certain lot of land, in the vicinity of that town, set aside and reserved as a Glebe lot, for the Church of the United Kingdom of *Great Britain* and *Ireland*, and also copies of all such representations as may have been made upon this subject by the Reverend Mr. *Strong*."

(Copy.)

To His Excellency Lieutenant General the Right Honourable *Charles Murray*, Earl *Cathcart*, K.C.B., Administrator of the Government of the Province of *Canada*.

The Petition of the Reverend *S. S. Strong*, Rector of *Christ's* Church, *Bytown*,

HUMBLY SHEWETH,

That Your Excellency's petitioner having heard with great surprise and regret (notwithstanding the prayer of his Memorial of the 4th of February last) that it has been decided by the Honourable the Executive Council to alienate the Glebe lots set apart for the Church at *Bytown*, and that one has been sold, and the other is ordered to be sold—hastens to lay before Your Excellency his earnest prayer that so irreparable an injury may not receive the sanction of Your Excellency, by the issue of the Patent Deed of Lot No. 39, and broken front 1st Concession of *Nepean*, on the *Ottawa*, until some equitable compensation has been made to the Church at *Bytown*, for the wrongs which such an Act would subject her to at the hands of the Government, or until your petitioner has been allowed the privilege of appeal to the Imperial Government on so special a case.

That Your Excellency's petitioner craves the opportunity of shewing that *John Rochester* can have no claim to the Lot No. 39, Concession A. in *Nepean*, called a broken front, from pre-emption; that it is a separate Lot from 39, 1st Concession, *Nepean;* that an Order in Council, bearing date 12th March, 1842, decides that no person was allowed to lease two Reserve Lots at the same time, and that therefore it would be wrong that *John Rochester* should be allowed pre-emption for two Lots; that some compensation may be made the Church of *England*, by the restitution of the broken front, if the whole cannot be applied to it; and that if it be not appropriated to such a purpose, the offers made for its purchase to the Agent for Crown Lands to the extent of £15 per acre, should have been accepted for the benefit of the Clergy Reserve fund.

That Your Excellency's petitioner cannot but conceive the endowment of the Scotch Church with 200 acres of Clergy Reserve in 1836, (as an equivalent for the lands set apart for the Church of *England* at *Bytown*,) for which the Patent Deed was issued without difficulty, and which has been held without molestation since, should have entitled his endowment to the same good faith and protection on the part of the Government which has marked its conduct to-

Bytown Glebe Lot Correspondence.

wards the Presbyterian Body, as well as to other denominations; and that as it has been admitted by the Executive, that the Glebe lots in question were set apart for the Church at *Bytown*, and that the parties claiming to purchase them could not substantiate a claim, and could have therefore no title to pre-emption. Your petitioner considers the subject of their alienation from the Church, should have met with the gravest consideration, and the most ample investigation, on the part of the Executive; and that his prayer to be allowed an appeal to Her Majesty's decision should have been heard, since it could not have invaded any just right of *John Rochester* or *William Hopkins* to the purchase of his Glebes, and would have afforded your petitioner the opportunity of redress.

That the recommendation of the Committee of the Honourable Executive Council, as furnished your petitioner from the Crown Lands Department, to the effect that if any vacant Crown Lands exist in the neighbourhood of *Bytown*, (excepting Lot Letter O,) a free grant of ten acres thereof be made to the Episcopal Church of *Bytown*, if desirable for the erection of a new church, parsonage house, burial ground, &c., could in no degree be a compensation to the church already in existence for the loss of its endowment; and that could such a grant be made, it would be utterly useless for the purposes specified, whilst Lot Letter O is excepted, since this is the only Crown Land known to the Crown Land Agent to be vacant within ten miles of *Bytown* which could be considered at all likely, from its population, to need a new church parsonage, or burial ground. Nor can your petitioner be otherwise than surprised at such exclusion, whilst it is understood that the Roman Catholic Church are to have its already magnificent endowment from the Crown, augmented by a further grant from this very spot. That under the circumstances detailed, your petitioner feels the Church of *England* at *Bytown* is suffering great grievances at the hands of the Executive, by the invasion of her endowment without just compensation, whilst others are left in undisturbed possession of the favours of the Crown.

Your Excellency's petitioner therefore prays for a re-consideration of the subject in which counsel may be heard on his behalf; that he may be granted redress and full compensation for his Glebe lots, if otherwise appropriated; and that if the Executive should still refuse to grant him such redress or compensation, that no Patent may issue to *John Rochester* until he has referred the question to the Imperial Executive.

And your petitioner will ever pray.

(Signed,) S. S. STRONG.

Bytown, 14th March, 1846.

To His Excellency, Lieutenant General, the Right Honourable the Earl of *Cathcart*, Administrator of the Government of the Province of *Canada*, and Commander of Her Majesty's Forces in British *North America*, in Council.

The Memorial of the Reverend *S. S. Strong*,

HUMBLY SHEWETH,

That Your Excellency's Memorialist in the year 1837 was appointed to the Rectory of *Bytown* with the sanction of the Lieutenant Governor of the Province of *Upper Canada*, Sir *Francis Bond Head*, Baronet.

That at the time Your Excellency's Memorialist was so appointed, there was a Glebe set apart for the use of the said Rectory, as appears by the Reports of the House of Assembly in 1836, which consisted of Lots No. 17 and 18 in the Township of *Gloucester*.

That in 1838 Your Memorialist, in reply to a letter received from the Clergy Reserve Agent, asking Your Memorialist if it was necessary that any change should be made in the above mentioned Glebe lots, replied that it was necessary, in as much as Lot No. 17 appeared to be leased, and Your Memorialist therefore prayed that Lot No. 39, 1st Concession of *Nepean*, *Ottawa* front, might be substituted for it, the Scotch Church having been endowed with 200 acres equally near the town.

Bytown Glebe Lot Correspondence.

That, on a visit of the late Lieutenant Governor, Sir *George Arthur*, to *Bytown*, a short time afterwards Your Memorialist laid before His Excellency the destitution of the Church of *England*, in consequence of its endowment having been withheld, whilst other denominations had been so favoured, and prayed the interference of the Executive in its behalf.

That His Excellency Sir *George Arthur*, admitted the hardship of the case, and requested that a letter, with a statement of the circumstances, might be addressed to him through the Secretary, which letter gave rise to the correspondence, copies of which are enclosed.

That it will be seen by the said correspondence, that the justice of those claims were admitted, and would have been remedied by the Executive, had the Clergy Reserve question been settled.

That your Memorialist has learnt, with great regret, that the Lot 18, 1st Concession of *Gloucester*, on the *Ottawa*, claimed by a person named *Hopkins*, or *Rathwell*, which claims were set aside by a minute of Council, copy of which is annexed; and that Lot 39, 1st Concession, *Nepean*, *Ottawa* front, which your Memorialist prayed for in exchange for Lot No. 17, in *Gloucester*, and to which exchange the annexed correspondence shews no objection on the part of the Executive, but for the unsettled state of the Clergy Reserves, the Squatters on it having been held to possess no claim, are now offered for sale; and your Memorialist, therefore, prays that the claims of the Church at *Bytown*, to these Lots, may again be considered, and have full and impartial justice rendered them, before the Executive sanctions their alienation.

That your Memorialist cannot but think the Church at *Bytown* possesses the strongest possible claims to the indulgence of the Government, as it regards these Glebe Lots, in as much as in the year 1836, a Clergy Reserve, Lot H, in Concession 6, Township of *Nepean*, consisting of about 200 acres, was exchanged, as your Memorialist is informed, for 25 acres of Crown Land, (utterly worthless) in order that the said Clergy Reserve might be bestowed on the Scotch Church at *Bytown*.

That Her Majesty's Board of Ordnance having endowed the Roman Catholic Church with a new valuable piece of Land, and the Methodist also, whilst such a favour was withheld from the Church of *England*, your Memorialist believes these endowments were made in consequence of its being felt that the Glebes set apart were secured to her by every principle of good faith, and would become her property.

That your Memorialist, therefore, lays before your Excellency in Council, his claims for redress, and prays that if the question be not considered one in which the Executive in this country can interfere, that the sale of these Glebe lots may be stayed until the pleasure of Her Majesty can be ascertained upon the subject.

(Signed,) S. S. STRONG.

Bytown, February 4, 1846.

COPY OF MINUTE OF EXECUTIVE COUNCIL.

IN COUNCIL, 12*th March*, 1840.

Benjamin Rathwell, under whom the Petitioner claims, does not appear to have been promised any lease for the lot or to have had any—(here a word occurs illegible) ordered for him—he would not have

Bytown Glebe Lot Correspondence.

been permitted to lease two reserve lots at the same time if his application had been regular.

The application and the lease ordered were but for one lot of land, and although the Petitioner's improvements, made under the false impression that he purchased the land from a person who leased it, might be considered in his favor, if the lot were free from difficulty, they cannot avail to invalidate an appropriation of land really vacant as to any right of occupation in all public departments.

(Signed,) R. B. SULLIVAN.

(57.) CROWN LAND DEPARTMENT.

Montreal, 12th February, 1846.

As regards Lot No. 18 in 1st Con. of *Gloucester*, reference is requested to the Petition of *William Hopkins* and the Order in Council of the 18th November last, under which Order a sale of the lot has been made.

No. 17 was in like manner described as a Glebe, together with No. 18, and stayed by the Attorney General, and the Department is not aware that an exchange for No. 39 in 1st Conc. of *Nepean* had been authorised, as stated by the Reverend Petitioner; with regard to which lot reference is requested to the accompanying application of *John Rochester* with Report thereon of this date, No. 54.

(Signed,) T. BOUTHILLIER.

Extract from the proceedings in Council of the 19th May, 1836, approved by His Excellency the Lieutenant Governor.

The Presbyterians of *Bytown*, by *Thomas M'Kay*, praying that the Clergy Reserve lot, letter H, in Concession C. on the *Rideau*, in the Township of *Nepean*, may be granted as a Glebe to the Clergyman of the Church of *Scotland* at *Bytown*. Recommended, for the purpose mentioned in the Petitioner's application, provided that no other lot has been appropriated as a Glebe for the benefit of the Scotch Church at *Bytown*, and likewise on condition it is no longer required to be reserved for the *Rideau* Canal.

Certified,

E. PARENT,

Bytown, 4th February, 1838.

To the Civil Secretary,
Toronto.

Sir,

His Excellency the Lieutenant Governor on his late visit to this place having expressed himself favorable to the endowment of the Church here as a Rectory, and been pleased to think my wishes for the annexation of a Clergy Reserve near the Town proper, may I beg you to lay before His Excellency an inclosed letter from Major *Bolton*, certifying that it is not wanted for Government purposes, together with the copy of mine which elicited it, as in the event of the issuing of a patent I know of no other at all available for useful purposes but this Reserve and Lot 18, 1st Concession *Gloucester*, on the *Ottawa*, which latter is recommended to be set apart for the Rectory of *Bytown* in the schedule of Church Endowments returned in reply to the Governor's Message of April 12th, 1836. The other lot forming part of the proposed endowment is, as appears in the Government Office, disposed of under Lease.

His Excellency having manifested a great desire for the promotion of the spiritual welfare of this place, I may perhaps be permitted to lay before him, at a future period, a statement of the difficulties under which our Church was built, the wants of an increasing population, and the utter impossibility which exists for the accommodation of the poor in so small a building, more especially whilst the only room provided for such a purpose is occupied by Her Majesty's Troops. These difficulties the inhabitants had hoped to have overcome, by a grant from Her Majesty's Government, or an allowance from the back rents of the Clergy Reserves, such a promise of aid having been held out to them during Sir *John Colborne's* administration in 1833.

Bytown Glebe Lot Correspondence.

Not a farthing, however, has the Government or Colony ever applied to the Minister or the Church, and it has even devolved on the people to support the Chaplain to the Troops, as well as to provide them a Chapel from their own resources, whilst many other Churches in the Province, both of the Establishment and Presbyterian faith, have been favoured with adequate salaries for their Ministers, as well as grants for their Churches.

I am, &c.

S. S. STRONG.

Copy of a Minute in Council, approved by His Excellency, the Lieutenant Governor, on the Petition of the Reverend *S. S. Strong*, praying that Lot number thirty-nine, in the first Concession of *Nepean*, may be granted as an endowment to the Church at *Bytown*.

In Council, 1*st November*, 1838.

Were the question of the Rectories and Clergy Reserves set at rest, the Council see no great difficulty in the way of acceding to the prayer of the Petition; the person now in occupation of the Lot has no legal title, and his improvements appear to have been amply compensated by the timber which he is represented to have taken from the land; if the contrary should appear, he may be otherwise compensated. But the Council having hitherto abstained from any proceedings which could involve the Lieutenant Governor, personally, on the question of the endowments, respectfully recommend that all proceedings on the present Petition be stayed until the great question shall be settled; the Lot is, moreover, in the immediate neighbourhood of the *Chaudière* Falls, and may be required for public purposes, and it is, therefore, desirable that, until it be finally disposed of, no pledge shall be held out to any claimant.

WILLIAM H. LEE,
Confidential Clerk.

The Reverend S. S. Strong,
Bytown.

Bytown, 21st December, 1838.

Sir,

Before I publish to the congregation under my charge, the Minute in Council refusing the prayer of my late Petition, craving Government assistance for the Church at *Bytown*, I would respectfully solicit permission once more to place before His Excellency some of the extreme features marking the case of the Established Church in this place; features which, I know, carry with them to the minds of many persons, a decided conviction that they have been treated by the Government with undutiful neglect, if not punitive indifference.

Equitably entitled under the pledge given by the Government of *Upper Canada*, to the Society for Propagating the Gospel in Foreign parts, to an annual salary for their Minister, the claims of the Church in this respect have always been rejected. Whilst grants of money and sites for the erection of Churches of other denominations were freely made throughout the Province, *Bytown* was refused all assistance either in money or land; and so destitute is it of a resting place for its dead, as to be compelled, on the sufferance of the Engineer Officer in command, to inter them within the spot destined for military defences. And all this indifference to the just, not the exclusive, claims of the Established

Bytown Glebe Lot.

Church in *Bytown*, exists, whilst within its precincts the Roman Catholics have received Government grants both in land and money; the Scotch Church the best Clergy Reserve in the neighbourhood, in addition to a handsome salary for its minister; and the Methodists, as forming part of the general body who receive Government assistance, have also been relieved.

Without reference to such an endowment as shall involve the Lieutenant Governor, personally, in the Clergy Reserve or Rectory question, (which, as it respects this place, I am content should abide the great general decision) I may, perhaps, be allowed to state my perfect inability to retain this Mission without I am granted land sufficient for the erection of a Parsonage and the maintenance of a horse. At present, from undertaking the Cure of *Bytown*, I am compelled to pay half of the stipend which I receive from the Society for my *Lower Canada* Mission, for a House without even a Garden.

Should my present application for a portion of the Clergy Reserve, already petitioned for, to be applied to such purposes, be granted upon a simple tenure without reference to the Rectory endowments, into which it could merge; should the settlement of the general question prove favourable, I should perhaps be enabled to erect a house, relieve myself of a large portion of my expenditure, and retain my Mission: but if this application should be unsuccessful, no alternative will remain to me, but one which I shall very reluctantly assume, viz., the resignation of my Mission; an alternative already laid before the Lord Bishop of the Diocese, as probable.

Before submitting the minute in Council to my Congregation, I cannot but hope that the apparent indifference which it betrays to the establishment here, may be modified by a favourable reconsideration of the Petition, and an order entitling the members of the Church of *England* to at least the same as has been ceded to the Scotch Church. It will be impossible, under any other decision, for the Ministers or Congregation of *Bytown* to consider themselves as equitably treated; indeed, a negative to their claims will amount to a political censure for their honest adherence to the Church of *England*.

I am, Sir,
Your obedient Servant,
S. S. STRONG,
Rector of Bytown.

To John Macaulay, Esquire,
Civil Secretary, Toronto,
Upper Canada.

Copy of a Report of the Executive Council of the 21st instant, approved by His Excellency, the Lieutenant Governor, on the letter of the Reverend *S. S. Strong*.

The Executive Council have perused and considered the renewed application of the Reverend Mr. *Strong* for a portion of a Clergy Reserve, in the neighbourhood of *Bytown*, to be applied to the use of the parsonage at that place.

The Act of Parliament, 31st *Geo.* III. Cap. 31, distinctly points out the manner in which the Church of *England* is to be endowed; and the Council respectfully conceive that an appropriation of land in a different manner, pending the present discussion of the Clergy Reserve question, would, instead of being beneficial, prove highly detrimental to the interests of the church.

The legal question raised respecting the sufficiency of the instructions under which the 57 Rectories were founded, caused the Government to forbear making any further endowments, until a final settlement of the disputed point should enable it to do so, without giving rise to renewed complaints on the part of those who disputed the validity of the instructions.

Bytown Glebe Lot.

When, from the documents before them, Her Majesty's Law Officers were led to the opinion that the instructions were insufficient; the Secretary of State for the Colonies directed proceedings to repeal the grants; it was then open to Her Majesty's Government, if it saw fit, to have confirmed the institution of the Rectories by new letters patent, but such a course seems not to have been considered advisable.

When, upon inspection of new documents, Her Majesty's Law Officers reported the institution of the Rectories lawful—the Government still considered the question open for legal adjudication, and recommended that it should be tried by appeal to the Court of ultimate resort in *England;* and no instructions have been since received, either for the confirmation of the old Rectories, or for the erection of new ones.

The general instructions and the terms of the Royal Commission may, no doubt, be held sufficient authority for the creation of New Rectories, but it would not be consistent with the offer to try the validity of the institution of the 57 Rectories—and the absence of all orders to confirm them,—to assume that it is the actual desire of Her Majesty's Government that new Rectories should be at present endowed; on the contrary, it appears to the Council to be the wishes of Her Majesty's Ministers, to leave the whole matter as it stands at present, until it shall be finally disposed of upon general principles.

As regards appropriations made to other Churches or Congregations, the Council beg to observe, that none of these could legally be made of Clergy Reserve land, as such; the land in such cases was intended to be withdrawn from the Clergy Reserves, and granted as Crown Lands, other Crown Lands of equal value being assigned in lieu as Clergy Reserves.

The granting lands for these purposes has, for a long time ceased, and the law at present does not allow of free grants for any purpose, unless the claimants be entitled under former orders of Council, or regulations of the Government.

The Council trust that these remarks will shew Your Excellency that, in declining to advise Your Excellency to accede to the prayer of the petitioner, the Council has proceeded altogether from a desire to avoid any further difficulty or embarrassment to this Government, and that in fact there was scarcely room for choice or discretion in the course to be pursued.

WILLIAM H. LEE,
Acting C. E. C.

(Copy.)
To the Honourable Denis B. Papineau,
Commissioner of Crown Lands,
&c. &c. &c.

The Petition of *John Rochester*, of *Bytown*, in the District of *Dalhousie*,

Most humbly sheweth:

That your petitioner, in the year 1836, purchased from Mr. *Isaac Firth*, of *Bytown*, Lot No. 39, 1st Concession, and 39 on the broken front in the Township of *Nepean*, for which he paid £60, currency, which are Clergy Reserves. The said lots were granted by His Excellency, Sir *P. Maitland* to Mr. *Firth*, in 1824, who was from time to time assured by Major *Hillier*, the Secretary to the then Governor, that a Patent might be expected for the same.

That the said *Isaac Firth* made repeated subsequent applications to the Crown Land Department, accompanied by the necessary documents for a Patent, who was on every occasion encouraged to believe he would receive one, but from the difficulties which arose respecting the settlement of the Clergy Reserves, it was deferred.

Bytown Glebe Lot.

That your petitioner, on the faith of those assurances from the Government, has incurred a great expense in erecting dwelling houses and other buildings, both upon the broken front and on the lot where he now resides with his family, and had never for a moment entertained a single doubt of his remaining in the peaceable possession thereof.

That your petitioner has reason to believe that one of the Commissioners, who inspected the lots from a personal and sinister motive, wishes to have the broken front detached from the other part of the land, of which it constitutes an integral part. Your petitioner will be able to prove the assertions above alluded to by the clearest testimony; in the event of your petitioner losing the broken front, he would be completely cut off from his water privileges, thus rendering the remainder comparatively of little value, there being on the whole not more than 25 acres of good land. Your petitioner therefore most humbly begs that Your Honour will be graciously pleased not to sanction the dissevering of said broken front from the lot of which it originally formed, and still continues to form, an integral part, until a fair and open investigation takes place.

Your petitioner makes this application to Your Honour, knowing from universal report that your motives are just and equitable, wishing to see justice done in all cases that come before you.

All which is respectfully submitted.

(Signed,) JOHN ROCHESTER.

This is to certify that I sold to *John Rochester*, of *Nepean*, in April, 1836, all my privileges in Lot No. 39 *and its broken front* in the 1st Concession *Ottawa* front, in *Nepean*, for the sum of sixty pounds, which amount he paid me duly.

Said lot was given me possession of by Sir *Peregrine Maitland*, in the beginning of 1824, through Major *Hillier*, which lot and broken front I enjoyed uninterrupted possession of, until I let Mr. *Rochester* have it.

(Signed,) ISAAC FIRTH.

Crown Land Department,
Montreal, 12th February, 1846.

As regards Lot No. 39, in 1st Concession *Nepean*, reference is requested to the Memorial of the Reverend *S. S. Strong*, reported on this day, as well as to the proceedings in Council, 3d February, 1834, on the Petition of *Isaac Firth*.

The lot, by the recent inspection, is reported to be in the occupation of *John Rochester*, with 30 acres improved; and should Your Excellency consider the claim advanced by the Reverend Mr. *Strong* invalid, I would recommend that Mr. *Rochester* be allowed to purchase at the valuation (50s. per acre) under the present regulations, upon paying back rent since the occupation of *Isaac Firth*, (in 1823,) from whom he purchased the possession, with the exception of the south part, (44 acres,) required by the Ordnance Department for the *Rideau* Canal.

The broken front, intervening between the above and the River *Ottawa*, is also a Clergy Reserve, containing about 76 acres, reported to have but three acres improved thereon, and having been in dispute between *Daniel M'Laughlin* and *John Rochester*, as well as other applications for the purchase, and as it immediately adjoins *Bytown*, I would suggest that it be offered at auction, at the upset price of 40s. per acre, with the exception of one or two acres required for public purposes, by letter of 22d ultimo from the Board of Works.

It is presumed that as the land is set apart for the Clergy, both the Ordnance Department and Board of Works will be required to pay for the quantity reserved by them.

(Signed,) T. BOUTHILLIER.

In Committee, February 17th, 1846. Bytown Glebe Lot.

The Committee recommend that *John Rochester* be allowed to purchase, under the present regulation, Clergy Reserve Lot No. 39 (with the exception of what has been taken by the Board of Ordnance) upon payment of the back rent since 1823, and that Crown Land of an equal value to the quantity taken by the Ordnance be set apart and sold on account of the Clergy fund. Further, that the broken front be also sold to *John Rochester* at the valuation of 40s. per acre, according to the 25th section of the Land Act. And lastly, that if any vacant Crown Land exists in the neighbourhood of *Bytown*, (excepting Lot Letter O,) a free grant of ten acres thereof be made to the Episcopal Church of *Bytown*, if desirable, for the erection of a new church, parsonage house, burial ground, &c.

Approved in Council, February 18th, 1846.

Extract from the proceedings in Council of the 3d February, 1834, approved by His Excellency, the Lieutenant Governor.

On the Petition of *Isaac Firth*, stating that he was put in possession of part of Clergy Lot No. 39, in the 1st Concession on the *Ottawa*, in the Township of *Nepean*, by Major *Elliot*; that he has made considerable improvements thereon, and praying that he may be granted a lease for said lot.

Not recommended.

Certified.

E. PARENT.

(Copy.)

To His Excellency the Right Honourable *Charles Theophilus*, Baron *Metcalfe*, of *Fernhill*, in the County of *Berks*, Knight, Grand Cross of the Most Honourable Order of the Bath, one of Her Majesty's Most Honourable Privy Council, Governor General of British *North America*, &c., &c., &c.

The Petition of the undersigned, of the Township of *Gloucester*, in the *Dalhousie* District, and Province of *Canada West*,

Humbly sheweth:

That your Petitioner settled on Lot number eighteen, in the first Concession on the *Ottawa*, of the said Township of *Gloucester*, about seven years ago, and has been living thereon ever since, and has also made improvements and buildings on the said Lot, and is anxious to purchase it, the said Lot being a Clergy Reserve.

Your Petitioner would beg to state, that the quality of the land is so very inferior, that he cannot think it worth more than seven shillings and sixpence per acre; but being informed that it cannot be sold for less than eight shillings per acre, on account of his improvements on the Lot, and rather than lose all, he is willing to give that for it.

Your Petitioner, therefore, most humbly requests, that your Excellency will cause an Order to be issued, to enable your Petitioner to purchase the said Lot.

And your Petitioner, as in duty bound, will ever pray.

(Signed,) WILLIAM HOPKINS.

Bytown, 10th September, 1845.

641.

Crown Land Department,
Montreal, November 6th, 1845.

The Petitioner appears to have made an application for this Lot, by Petition, in 1841, upon which no definite action was taken; and reference is requested to the Petition of *Benjamin Rathwell*, which was before the Council on the 12th March, 1840.

Bytown Glebe Lot.

The Lot in question was set apart as a Glebe, by Order in Council of the 15th of January, 1836, and appears to have been described for Patent. The Patent, however, was not completed, having been stayed by the Attorney General.

It was not included in the general inspection of the Clergy Reserves, and by the accompanying certificate of Mr. Deputy Surveyor, *Robert Bell*, the Petitioner has 40 acres cleared thereon.

(Signed) D. B. PAPINEAU.

I do hereby certify that I have examined lot number eighteen, in the first Concession on the *Ottawa* River, Township of *Gloucester*, in the *Dalhousie* District, (*Canada West.*) That *William Hopkins* is settled on the said lot, and is the only person settled, or having any improvements thereon. That on it there is about forty acres cleared, about twenty acres hard wood unimproved, a few acres, about six, mixed timber, (ash, hemlock, and cedar.) The remainder is a swamp, covered closely with a small growth of green timber, chiefly tamarack and cedar.

The buildings on the lot are a log-house, eighteen by twenty-four feet, one story high; a log-barn, twenty-eight by forty-five feet, and two small outhouses. There is a new house of sided timber commenced, it is twenty-four by twenty-seven feet, the walls are raised eight logs high, and stand so. The said buildings and improvements are all on the rear end of the lot, excepting a few acres of the improved land, (which is good,) the quality of the soil is inferior, in some places the rock is but thinly covered. When in a state of nature, the value of the said lot was about seven shillings and sixpence per acre. The said *William Hopkins*, I believe, has been on the lot about seven years.

Given under my hand at *Gloucester*, this tenth day of September, 1845.

(Signed) ROBERT BELL,
Deputy Provincial Surveyor.

In Committee, 14*th November*, 1845.

The Committee recommend Petitioner for purchase, at eight shillings per acre.

Approved in Council,
18th November, 1845.

Cullers and Inspectors of Timber, (Quebec.)

Mr. *Chabot*, from the Select Committee to which was referred the Petition of *Roderick M'Gillis* and others, Cullers, and Inspectors of Timber, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:

Report.

Your Committee have inquired into the merits of the said Petition, and beg leave to recommend that the prayer thereof should be granted.

Bill.

Ordered, That Mr. *Chabot* have leave to bring in a Bill to incorporate "the *Quebec* Culler's Benevolent Society."

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Tuesday, the twenty-eighth instant.

Middlesex Election.

Mr. *Dickson*, Chairman of the Select Committee appointed to try the merits of the Petition of *William Notman*, Esquire, of *Dundas*, in the *Gore* District, complaining of the undue Election and Return of *Edward Ermatinger*, Esquire, to represent the County of *Middlesex* in this present Parliament reported, that he was directed by the said Committee to lay before the House a letter from *William Horton*, Esquire, Chairman of the Commissioners appointed to take evidence in the matter of the said Election which accompanied the Return made by the said Commissioners.

The said letter is as follows:— Middlesex Election.

London, 8th April, 1846.

Sir,

I have the honour to transmit to you, herewith, the Copy of Minutes and Evidence taken by the Commissioners, to take Evidence in the case of the contested Election for *Middlesex*.

Those papers should have been forwarded at the commencement of the Session, but Mr. *Warren*, one of the Commissioners, and myself, were of opinion, that we would be ordered again to proceed in taking further evidence, in consequence of having only received evidence in the case of two or three of the Townships.

We thought it probable such an order, or an order to transmit the Minutes of Evidence, would reach us about the 7th instant.

That acting upon that supposition, we deemed it advisable to adjourn the said Commission to *London*, to be holden upon that day, and immediately thereafter to transmit the Minutes and Evidence according to the provisions of the Act, in the event of our not being ordered to proceed in taking evidence.

I have now the honour of forwarding the same, certified, according to the provisions of the Act, 8th *Geo.* 4th, chap. 5, sec. 6.

I have the honour to be,
Sir,
Your most obedient Servant,
W. HORTON.
Chairman of the Com.

To the Honourable Sir Allan Macnab,
Speaker of the Legislative Assembly,
of the Province of *Canada*.

On motion of the Honourable Mr. *Aylwin*, seconded by Mr. *Taché*,

Entry in Journal read.

Ordered, That the Entry in the Journals of this House, of the thirty-first day of March last, "That "*William Horton*, of the Town of *London*, Esquire; *George S. Tiffany*, of the Town of "*Hamilton*, Esquire; and *Thomas D. Warren*, "of the Village of *St. Thomas*, Esquire; Commissioners appointed to take evidence in the "matter of the contested Election for the County "of *Middlesex*, having been guilty of neglect in "not returning the Commission issued by the "Order of the House, be summoned to appear "at the Bar of this House, and that they bear "the expense of the summons," be now read.

The said Entry was read accordingly.

The Honourable Mr. *Aylwin* moved, seconded by Mr. *Taché*, That *William Horton*, of the Town of *London*, Esquire, and *Thomas D. Warren*, of the Village of St. *Thomas*, Esquire, be taken into the custody of the Sergeant-at-Arms attending this House, or his Deputy.

Mr. *Hale* moved, seconded by Mr. *Riddell*, That the further consideration of the said motion be postponed until Wednesday next.

The question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Boulton*, *Brooks*, *Christie*, *Colvile*, *Cummings*, *DeBleury*, *Duggan*, *Ermatinger*, *Foster*, *Hale*, *Johnston*, *LeBoutillier*, *Macdonald* of Cornwall, *Macdonald* of Kingston, *M'Connell*, *Merritt*, *Meyers*, *Murney*, *Riddell*, *Roblin*, *Stewart* of Bytown, *Stewart* of Prescott, *Webster*, *Williams*, and *Woods*.—(25.)

NAYS.

Messieurs *Armstrong*, *Aylwin*, *Baldwin*, *Berthelot*, *Bertrand*, *Boutillier*, *Cayley*, *Chabot*, *Chauveau*, *Daly*, *Desaunier*, *DeWitt*, *Dickson*, Attorney General *Draper*, *Hall*, *Lacoste*, *LaFontaine*, *Lantier*, *Laterrière*, *LeMoine*, *Leslie*, *Macdonell* of Stormont, *Méthot*,

Moffatt, Papineau, Powell, Price, Robinson, Scott, Attorney General *Smith, Smith* of WENTWORTH, Solicitor General *Taschereau, Thompson,* and *Viger.* —(34.)

So it passed in the negative.

The question being then put on the main motion, it was agreed to unanimously, and

Ordered, Accordingly.

Member added to a Committee.

Ordered, That Mr. *Powell* be added to the Select Committee to which was referred the Petition of the Reverend *David Leavitt* and others, ministers and members of the Christian Universalist Association of *Canada* West, and another reference.

Petition to be Printed.

Ordered, That one hundred copies of each of the Petitions of *Edward M'Naughton* and others, of *Ste. Anne, Ste. Geneviève,* and *Pointe Claire,* and of the Honourable *R. U. Harwood* and others, of *Vaudreuil,* be printed for the use of the Members of this House.

On motion of Mr. *Chabot,* seconded by the Honourable Mr. *Aylwin,*

Private Bills.

Ordered, That the time for bringing in Private Bills be extended until Monday, the twenty-seventh instant.

Cornwall Incorporation Bill.

Ordered, That Mr. *Macdonald* of *Cornwall* have leave to bring in a Bill to amend the Act of Incorporation of the Town of *Cornwall,* and to establish a Town Council therein in lieu of a Police.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

"*Les Dames "Religieuses "de Notre "Dame du "Bon Pas-"teur*" Bill.

Ordered, That Mr. *Leslie* have leave to bring in a Bill to incorporate "*Les Dames Religieuses de Notre Dame du Bon Pasteur,*" at *Montreal,* for the care and reformation of Female Penitents.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Wednesday next.

On motion of Mr. *Merritt,* seconded by Mr. *Thompson,*

Address for return of Provincial Revenue.

Resolved, That an humble Address be presented to His Excellency, the Administrator of the Government, praying that he will be pleased to direct the Inspector General to lay before this House, a Return of the Receipt and Expenditure of the Provincial Revenue, specifying the sources from which received, and the amounts paid for each separate branch of the Public Service, for the years 1844 and 1845, divided under the following heads:—Amount of Public Debt and Interest paid thereon, Civil Government, Administration of Justice, Legislature, Pensions, Militia, Education, Agricultural Societies, Hospitals, and Charitable Institutions, Public Works, Maintenance of Light Houses, Emigration, Police, Miscellaneous Expenses.

Ordered, That the said Address be presented to His Excellency, the Administrator of the Government, by such Members of this House as are of the Honourable the Executive Council of this Province.

"*La Banque "des Mar-"chands*" Bill.

Ordered, That Mr. *Leslie* have leave to bring in a Bill to incorporate "*La Banque des Marchands.*"

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Thursday next.

Montreal Gas Bill.

Ordered, That the Honourable Mr. *Moffatt* have leave to bring in a Bill to incorporate the *Montreal* Consumers' Gas Company.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Evidence before Commissioners, Bill.

Ordered, That the Honourable Mr. *Papineau* have leave to bring in a Bill, to empower Commissioners for enquiring into matters connected with the Public Business, to take evidence on oath.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Tuesday, the twenty-eighth instant.

Cobourg Incorporation Bill.

Ordered, That Mr. *Meyers* have leave to bring in a Bill, to alter and amend the Act of Incorporation of the Town of *Cobourg.*

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Messages from His Excellency

The Honourable Mr. Attorney General *Draper,* one of Her Majesty's Executive Council, delivered to Mr. Speaker, two Messages from His Excellency the Administrator of the Government, signed by His Excellency.

And the said Messages were read by Mr. Speaker, all the Members of the House being uncovered, and are as followeth:—

CATHCART.

Halifax and Quebec Railroad.

The Administrator of the Government transmits for the information of the Legislative Assembly, a copy of a Despatch from Her Majesty's Secretary of State, relating to the formation of a Railroad, between *Quebec* and *Halifax;* also copies of Despatches from the Lieutenant Governors of *Nova Scotia* and *New Brunswick,* communicating Resolutions adopted by the Legislative Assemblies of those Provinces, in reference to the same important subject.

3rd February, 1846. 30th March, 3rd April.

GOVERNMENT HOUSE,
20th April, 1846.

(Copy.)
No. 13.

DOWNING STREET,
3rd February, 1846.

MY LORD,

I have the honour to transmit to Your Lordship, for your information, the copy of a Despatch which I have addressed to the Lieutenant Governor of *New Brunswick,* in answer to communications which my predecessor, in this Office, had received from him respecting the formation of a Railroad, from *Halifax* to *Quebec,* through the Province under his Government.

I have, &c.
(Signed,) W. E. GLADSTONE.

Lieutenant General,
The Earl CATHCART, K.C.B.
&c., &c., &c.

(Copy.)
No. 4.

DOWNING STREET,
2nd February, 1846.

SIR,

I have received your Despatches of the numbers and dates enumerated in the margin, relative to the construction of a Railroad, which shall connect *Halifax* and other points in *Nova Scotia,* as well as the chief Towns of *New Brunswick* with *Canada,* by

Halifax and Quebec Railroad.

Quebec, and thus facilitate the intercourse between *Great Britain* and all those Provinces. You will learn from my Circular Despatch, addressed to you by this mail, that my attention has been already directed to the important subject of Railway communications in the British Colonies, and you will readily conceive that, considering the magnitude of such undertakings, I find it necessary to use great caution, previously to sanctioning the adoption of any positive measures, so as to avoid the risk of exciting expectations which may not be realized. The remark which applies to proposed Railways in all Her Majesty's possessions abroad, is peculiarly appropriate to a project of the kind now under my notice, which is an enterprize of great importance, and possessing a commercial as well as a military character.

Her Majesty's Government are certainly disposed to view with great favour the present scheme, if it be undertaken with an earnest intention on the part of the Provinces concerned, to provide adequate means for the purpose of carrying it into execution. But, I must distinctly observe to you that a very strong, and also a very peculiar case, must be made out to justify those Provinces in the expectation, that Her Majesty's Government would take upon themselves the responsibility of recommending the promotion of any such undertaking, whether in whole or in part, to Parliament, for assistance from the funds of this Country. Reliance must be placed in a great degree on private enterprize and capital, but up to the present time, I have very little knowledge, as to what is really to be expected from those sources, towards the formation of any Railway communication of the nature I have described. I am disposed to hope much may be ascertained from the proceedings of the Legislatures now in Session, as to the strength or weakness of the disposition which prevails in the respective Provinces to present Railway projects to the Assemblies. The form of the Bills, and the actual shape which such projects may assume, will necessarily improve any means of estimating their solidity.

In considering specially your Despatch No. 100, of the 13th November, and the valuable information which it contains from yourself and from Captain *Owen*, for which I request you will accept my thanks, I must acknowledge, that I am disposed to agree with you in thinking, that a line from the North Eastern point of *Nova Scotia*, keeping far from the Frontier of the *United States*, would be the most advantageous with reference to Imperial interests, and consequently would be the line which would have the best claim upon the countenance and aid of the Imperial Government.

If you should find that there is any disposition to entertain that route as a main line, into which collateral lines from *Halifax*, *St. Johns*, or other points might run, I apprehend that it would be prudent to encourage the adoption of such a route, in preference to any other; but I must request you to understand that, in the present state of my information, I cannot hazard any positive opinion, nor give you any instructions which should overrule your own clear and decisive judgment, on any question that may arise with regard to the merits of different schemes.

I have, &c.

(Signed,) W. E. GLADSTONE.

Lieutenant Governor,
Sir W. Colebrooke.
&c. &c. &c.

Government House,
Halifax, 30th March, 1846.

My Lord,

I have the honour to enclose, for Your Excellency's information, a copy of a set of Resolutions passed by the House of Assembly of *Nova Scotia*, on the 14th instant, in relation to the projected Railroad from the *Atlantic*, through *Nova Scotia* and *New Brunswick*, to *Quebec* and *Montreal*, by which Your Excellency will perceive that the Legislature of this Province, have authorized the expenditure of any necessary sum of money, for the purpose of exploring and ascertaining the best line of route for the proposed work within the bounds of this Colony, and that the House of Assembly express a hope, that some corresponding movement will be made by the Local Parliaments of *New Brunswick* and *United Canada*.

Halifax and Quebec Railroad.

Your Excellency is already apprized, by my Despatch, No. 353, dated 17th November, addressed to Lord *Stanley*, of which I had the honour to send you a copy, of the very strong opinion I entertain, as to the benefits which would result to the whole of the British North American Colonies, from the carrying into effect of the contemplated scheme; and I shall therefore be much gratified, should Your Excellency, and the Legislature of *Canada*, deem it expedient to adopt a similar course with the Legislature of *Nova Scotia*, or to take any other steps calculated to advance the undertaking.

I have the honour to be, &c., &c.,

(Signed,) FALKLAND.

The Right Honourable
Earl Cathcart,
&c., &c., &c.

(Copy.)

In the House of Assembly,
14*th March*, 1846.

Whereas, the project of a Railroad, to be laid from some Port on the Southern shore of *Nova Scotia* to *Quebec*, has been the subject of earnest consideration during the past year, and as no doubt can be entertained that the successful accomplishment of such an enterprise, would prove highly beneficial to the inhabitants of Her Majesty's North American Colonies, and be attended with important advantages of a National, as well as of a Provincial nature, it becomes proper to ascertain whether so great an enterprise can be achieved at a reasonable expense, and with a just prospect of commensurate return.

And whereas, in order that the Legislature of this Province, may be enabled to reach a sound conclusion on the subject, it is necessary that the examination of the Country, to the East and West of *Halifax*, with a view to determine the most appropriate location, and that surveys of such lines, as it may be found proper to define and describe, with full estimates, both of expense and probable income, should be made by competent persons.

Therefore Resolved, That His Excellency, the Lieutenant Governor, be respectfully requested to cause such examination, surveys and estimates to be made, during the ensuing season—and that this House will provide for the expense thereof within the limits of this Province, and to use his best endeavours to obtain the aid of Her Majesty's Government, towards carrying out the intention of this House, by furnishing qualified Engineers, and in such other way as may be practicable and proper—and that His Excellency be also respectfully requested, to correspond with His Excellency the Administrator of the Government in *Canada*, and His Excellency the Lieutenant Governor of *New Brunswick*, with a view to procure, if possible, the concurrent action of those Provinces, directed to a similar examination, surveys and estimates within their respective limits.

Resolved also, That this House so soon as it shall be assured that the said undertaking, can, with prudence and propriety, be entered upon, will pass and concur, in such Acts of Legislation for the incorporation of a Company as may be necessary and proper, and will then further consider in what other modes,

Halifax and Quebec Railroad.

and on what conditions, and to what extent it will be proper, and within the means of the Legislature of *Nova Scotia* to grant Provincial assistance towards a scheme, the successful accomplishment of which, promises results of no ordinary magnitude to this Province, and Her Majesty's Dominions in *North America*.

Copy from the Journal.

J. WHIDDEN,
Clerk.

(Copy.)

No. 353.

GOVERNMENT HOUSE,
Halifax, November 17, 1845.

MY LORD,

I have the honour to acknowledge Your Lordship's Despatch No. 249, dated 21st September, being in reply to my Despatch No. 339, of the 19th August, in which I informed you, that I had received a Memorial from a body styling themselves the Promoters and Provisional Board of the *Halifax*, *Quebec* and *Montreal* Railway Company, requesting that I would, in my capacity of Lieutenant Governor of *Nova Scotia*, take steps for their incorporation, and for securing to them certain exclusive facilities and advantages therein detailed.

I deemed the observations contained in Your Lordship's communication to be of so much importance, so well calculated to prevent the evils you deprecate, as likely to result from precipitate action in this matter, and at the same time, essentially to promote the ultimate success of the undertaking, should it turn out to be practicable, that I thought it my duty to promulgate them through the medium of the Provincial Press.

By the same Packet which brought the above, a second letter was addressed to me, by Mr. *Bridges* (who signs himself the Secretary to the Provisional Committee of the projected Railway), accompanied by a paper containing an account of certain proceedings which took place at a meeting of the said Committee, and in which I conceive my previous correspondence with that gentleman, to be very inaccurately described.

This paper, together with a copy of Mr. *Bridges'* letter, I herewith send, as well as two other papers, transmitted to me by the last mail, (the one purporting to be a prospectus of a Railway from *Halifax* to *Quebec*, by way of *Fredericton*, with a branch to *St. Johns*, in *New Brunswick*, to be undertaken by a company with a capital of no less than three million six hundred thousand pounds sterling, and the other the prospectus of a Railway from *Halifax* to *Windsor*, in *Nova Scotia*, to be constructed by apparently the same company, with a capital of two hundred thousand pounds,) and a copy of the letter in which they were enclosed.

These prospectuses, both marked "private," and said to have been so in *England*, were made public in this City, by Messrs. *William* and *George R. Young*, (who are named in them as Solicitors in *Nova Scotia*) to both Companies, and a meeting of Merchants and others was subsequently held, at which, as I am informed, much suspicion was thrown on the origin and management of the contemplated scheme in London. Opinion is therefore divided as to the character of the Company; but all parties appear to entertain the belief, that the construction of a Railroad from hence to *Quebec* and *Montreal*, by solvent parties, would lead to results highly conducive to the prosperity of the British North American Colonies.

Whether the (so-called) *Halifax* and *Quebec* Railway and Land Company, has been formed with the intention, or possesses the adequate funds, to execute the gigantic project to carry out which, it has been ostensibly called into existence, Your Lordship has much greater facilities than I can command for ascertaining; but various facts, in relation to their proceedings, have come to my knowledge, with which I consider it imperative on me to make you acquainted.

Halifax and Quebec Railroad.

The Attorney General of *Nova Scotia* found his name on the prospectus of the *Halifax* and *Quebec* Railway, as standing Counsel to the Company, without, as he assures me, having been in any manner consulted on the subject, either before or after his appointment; and I have read in the newspapers, a letter from Mr. *T. C. Haliburton* of *Windsor*, a Judge of the Supreme Court of this Province, whose name was put forth on the prospectus of the Railroad, between *Halifax* and *Windsor*, as a Member of the Provisional Committee, indignantly repudiating all connection with the Company.

Mr. *Robie*, the Senior Member of the Executive, and President of the Legislative Council, and Mr. *Jeffrey*, the Collector of Customs, who has been twice Administrator of the Government of the Colony, during the absence of the Lieutenant Governors for the time being, both of whose names appear in the same prospectus, as Members of the same Committee, have written me a letter, a copy of which I forward, stating that their names have been introduced into it without their consent or knowledge, and without any communication ever having been made to them on the matter, and that they therefore decline serving; and I have likewise learned that other influential gentlemen here, whose names are inserted in the prospectuses as being connected with one or other scheme, have denied that they have ever sanctioned such insertion.

Such reckless conduct, in the unauthorized use of the names of some of the most respectable gentlemen in *Nova Scotia*, may very naturally inspire distrust, and deprive the Company, who profess themselves ready to achieve this vast enterprise, of the confidence of the community; but does not, I think, militate against the highly beneficial tendency or the practicability of the plan itself, to the success of which, provided it can be brought about, by proper and justifiable means, it appears to me that every well-wisher to British interests and dominion in *North America*, must be anxious to contribute, and which therefore, solicitous as I am for the future welfare of a Colony in which I have so long resided, I should deeply lament to see abandoned, for want of every exertion having been made to ascertain its feasibility, or from its having been undertaken by individuals, not endowed with sufficient weight and influence to effect its completion.

As the most sanguine advocates of this costly project do not appear to anticipate, that it can for some years to come produce the amount required to pay a fair rate of interest to the Shareholders, after the abstraction of the sum necessary to defray the large annual expenditure, which such a work will entail to keep it in repair, it becomes requisite to consider from what sources they (the Shareholders) may be guaranteed from any great loss, until the lapse of time shall have rendered the property a remunerating one, and it has been proposed to effect this through prospective grants, to be in force for a certain number of years, by the Local Legislatures of *Nova Scotia*, *New Brunswick* and *United Canada*, each Province to contribute to the whole sum granted in the proportion of its revenue; a hope is also indulged that, as the Mother Country would reap from the work all the advantages of direct communication with *Quebec*, contemplated by the long talked of Military Road through *New Brunswick*, which would then be no longer necessary, the British Government, provided the plan assume a practicable shape, and be proceeded with under proper auspices, may

Halifax and Quebec Railroad.

be induced to contribute towards the completion of the former, some portion of the money which would have been expended in the latter route had it been constructed.

So deeply imbued am I with the conviction, both that the proposed Railway will cost more than is generally supposed, and that the proceeds at the commencement will bear small proportion to the outlay which will have been incurred, that without I entertained the hope of a combined and spirited action on the part of the several Provincial Legislatures, I should look on the scheme as idle and visionary in the highest degree, if regarded as an investment of capital, likely to produce immediate profitable returns.

As, however, I cannot but feel persuaded that the Local Legislatures will be sufficiently alive to the great benefits which would accrue from the accomplishment of this grand design, to be willing to endeavour to place it on such a footing that European capitalists may be enabled to co-operate in its promotion with safety, I am desirous of affording to the Parliament of *Nova Scotia*, at its next meeting, all the information likely to forward such an attempt; and I would therefore request Your Lordship to be good enough to interest yourself to procure from the Ordnance Department copies of any surveys which have been made in the Provinces of *New Brunswick* or *Canada*, with a view to the formation of the Military Road above alluded to, or any other topographical data which may exist likely to facilitate the object I have in view.

The step, however, which appears to me to be of primary importance, and to demand immediate attention, is the conducting of an accurate survey, for ascertaining the practicability of the plan, and for the selection of the best route.

The importance of the ultimate object is so great, both to the Mother Country and the Colonies, that I trust Your Lordship will deem this preparatory measure to be worthy of Imperial assistance, and I am therefore induced to ask you, whether Her Majesty's Government would be disposed to send out competent Military or Civil Engineers to conduct such survey, either at the expense of the British or of the Colonial Governments, as Your Lordship may deem proper.

Such a measure would engage confidence, both in *England* and the Colonies, and preclude the risk which would attend unsound or inadequate information on this essential part of the undertaking.

As it is my intention to communicate with the Governor General, and Sir *William Colebrooke* on this topic, I should wish to know if any reasonable hope might be entertained that, should the three Colonies unite in pledging a portion of their revenues for the interest and gradual repayment of the principal of the money advanced, any assistance would be afforded them on the same terms as those on which aid was extended to *Canada*, in the cases of the *Rideau*, *Beauharnois* and *Welland* Canals, or more direct succour from the Imperial Treasury upon the like security.

I have already intimated my opinion, that if a Company were to be incorporated under the name of the *Halifax* and *Quebec* Railway, or any other similar denomination, it were better that it should be done by an Act of the Imperial Parliament, but as it may be deemed expedient to introduce an Act for the incorporation of some such body here in the approaching Session, I should be much obliged, by your Lordship's instructing me as to the nature of the guarantees and provisions, which it may be right to insert for the protection of the Stockholders and the Public.

The immense political advantages that would attend the satisfactory completion of the proposed Railway must be so apparent to Your Lordship, as to make any detailed reference to them on my part alike unnecessary and obtrusive, and I will therefore trespass on your attention no longer, than to solicit an early answer to this communication.

Halifax and Quebec Railroad.

I have, &c.

(Signed,) FALKLAND.

The Right Honourable
Lord Stanley.

(Copy.)

Fredericton, 3d April, 1846.

My Lord,

I have the honour to enclose to Your Lordship, the copy of an Address passed by the House of Assembly, of this Province, with a series of Resolutions, pledging the support of the House to Her Majesty's Government, in the construction of a Railway, to connect the Provinces of *Canada*, *New Brunswick*, and *Nova Scotia*.

I have, &c.

(Signed,) W. M. G. COLEBROOKE.

His Excellency, Lieutenant General,
The Earl Cathcart, K.C.B.
&c. &c. &c.

New Brunswick,
House of Assembly, April 3d, 1846.

Resolved, That copies of the Resolutions, passed yesterday, on the subject of a Railway, to connect the British Colonies on this Continent, be furnished His Excellency, the Lieutenant Governor, and that an humble Address be presented to His Excellency, praying that His Excellency will be pleased to transmit the same to Her Majesty's Government, as well as to the Right Honourable the Governor General of *Canada*, and the Lieutenant Governor of *Nova Scotia*.

(Signed,) CHS. P. WETMORE,
Clerk.

New Brunswick,
House of Assembly, April 2nd, 1846.

First—Resolved, That nothing would tend more to advance the prosperity of the British Colonies on this Continent, to cement their union, and preserve their integrity as valuable appendages of the Crown, than a Railway connecting the Provinces of *Canada*, *Nova Scotia* and *New Brunswick*.

Second—Resolved, That this House confidently looks to Her Majesty's Government for its parental aid towards this great national project.

Third—Resolved, That this House, viewing the establishment of such Railway as a measure of the greatest importance to these Colonies, both politically and commercially, will not be behind-hand with their fellow-subjects, the people of *Canada* and *Nova Scotia*, in making such provision, both from the Public Funds and Lands, as the resources of the Province will warrant.

(Signed,) CHS. P. WETMORE,
Clerk.

Cathcart.

New Brunswick Boundary Line.

The Administrator of the Government has within the last few days received from the Lieutenant Governor of *New Brunswick* a Despatch relating to the Boundary Line between that Province and *Canada*, which he hastens to communicate for the information of the Legislative Assembly. 3d April, 1846.

Although the question has been submitted for the decision of the Imperial Government, in consequence of all attempts to adjust it satisfactorily by negociation between the two Provinces having failed, and the subject is still under the consideration of that authority with a view to its immediate settlement,

New Brunswick Boundary Line.

the Administrator of the Government conceives it to be right that the House should be made acquainted with the proceedings adopted by the Executive to protect the Territorial rights and interests of *Canada*, and these will be found explained in the additional Documents which the Administrator of the Government at the same time transmits for the information of the House.

(Report of Messrs. *Draper* and *Papineau.*)
(Sir *Wm. Colebrooke* to Earl *Cathcart*, 5th January.)
(Earl *Cathcart* to Sir *Wm. Colebrooke*, 16th January.)
(Ditto, Ditto, 2nd February.)
(Sir *Wm. Colebrooke*, 13th February.)

GOVERNMENT HOUSE,
20th April, 1846.

(Copy.)

FREDERICTON, April 3rd, 1846.

MY LORD,

I have the honour to enclose to Your Lordship, copies of two letters which I have received from the Commissioners, who have been employed by direction of Her Majesty's Government, in carrying into effect, at the public expense, the 4th article of the Treaty of Washington.

It was the duty of these gentlemen to adjudicate the claims of the parties, and to cause their lands to be surveyed, and having done so, I submit to Your Lordship, that any operations by other Surveyors, on the same lands, would only lead to embarrassment in the execution of the Treaty, without being productive of any advantage, for if the Territory, or any part of it, be ultimately assigned to *Canada*, authenticated transcripts of the Surveys and Reports of the Commissioners would be transmitted, on which the titles of the parties would be confirmed.

I take this opportunity of enclosing to Your Lordship, the copy of a Despatch, which I have lately addressed to the Secretary of State for the Colonies, with a Joint Address from the Legislative Council and Assembly, on the subject of the Boundary in dispute between the Provinces.

I have the honour to be, &c.
(Signed,) W. M. G. COLEBROOKE.

His Excellency Lieut. Gen.
the Right Hon. Earl CATHCART,
K.C.B., &c. &c. &c.

(Copy.)

FREDERICTON, 2nd April, 1846.

SIR,

We beg to acquaint you, for the information of His Excellency the Lieutenant Governor, that we have received intelligence of the arrival of two Surveyors from *Canada*, who are now employed in extending the Settlers' Lines on the River *St. John*, below the *St. Francis*, and on the *Madawaska* River between the Seigniory line and the *Little Falls*; both of which Tracts have already been surveyed under our direction, in the course of last season, as will appear by the Plans now in our possession.

We have, &c., &c.
J. A. MACLAUCHLAN,
JOHN C. ALLAN,
Commissioners.

The Hon. J. S. SAUNDERS,
Provincial Secretary.

(Copy.)

FREDERICTON, 3rd April, 1846.

SIR,

We have the honour to acknowledge the receipt of your letter of this day, requesting us to explain, for the information of His Excellency the Lieutenant Governor, the proceedings taken by us last season, in settling the claims of the Settlers under the Treaty of Washington; and, in reply thereto, beg to state, that upon receiving our appointment as Commissioners, in April last, we immediately proceeded to *Madawaska*, and caused public notice of our appointment and arrival to be given to the Inhabitants, and requested all persons claiming lands, under the Treaty, to appear before us and state their claims. That in consequence of this notification, all persons having any claims to lands within the settlement, appeared before us, and were examined upon oath as to the validity of their respective claims—the nature and extent of their improvements,—and the original occupation of the land. We also required their statements to be confirmed by other evidence, in all cases which we considered at all doubtful, or where the person claiming the land was not the first occupier; and in all conflicting claims between the Settlers, the evidence on both sides was fully heard, and the matter decided according to the best of our judgment, upon principles of justice and equity, and to the satisfaction of the parties in almost every instance.

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We may also state, that the claims of each individual was separately adjudicated upon, and any evidence which he thought proper to produce in support of it, fully weighed and considered.

After having heard all the evidence, we proceeded to the land claimed by and in the occupation of the Settlers, and in presence of the parties established the boundaries between the lots and the courses of the dividing lines. This was followed up by a perfect and complete survey of each lot, under our direction, the side and rear lines being distinctly marked to prevent any collision between the respective occupiers; as will appear by the Plans which have been shown to His Excellency.

We have, &c., &c.,
J. A. MACLAUGHLAN,
JOHN C. ALLAN,
Commissioners.

The Hon. J. S. SAUNDERS,
Provincial Secretary.

(Copy.)

FREDERICTON, N. B.
February 27th, 1846.

SIR,

Since the departure of the Mail this day, a deputation from the Legislative Council and Assembly have waited on me, with a Joint Address to the Queen, herewith enclosed, which I have been requested to forward by Express, in order that it may reach *Halifax* in time for the Mail Packet.

The claim of the two Houses, that the Canadian Boundary, as defined by the Act of Parliament 14 *Geo.* III, chap. 83, appearing to be susbtantially just, I anticipated that it would be urged by them, and the objections to a River Boundary between contiguous States and Provinces have been so abundantly proved, as well as the advantage of adopting the highlands dividing the waters as in the Act in question, and the Treaty of 1783, that it ought to be adhered to as far as may be practicable.

The Canadian Government having formed some settlements on the left Bank of the *Ristigouche*, would probably desire to preserve these, but a line drawn from the head of the River to meet the line of the American Boundary, on the *St. Francis*, would disturb none of those settlements, and the intersection of the southern part of the *Temiscouata* Seigniory, which is unsettled, would be attended with no inconvenience or prejudice to any party. I am therefore induced to hope that this line, which I proposed to Lord *Metcalfe* in January, 1844, may be the utmost limit of the concession made to *Canada*, in the settlement of the question, and that the intermediate Territory on the Frontier of the *United States*, may be

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settled by the people of this Province, who have proved on so many occasions their devoted loyalty to the Crown, and the sacrifices they are prepared to make for its support, and for the preservation of British interests in this quarter.

I have, &c.

(Signed,) W. M. G. COLEBROOKE.

The Right Honourable,
W. E. GLADSTONE.

(Copy.)

To the Queen's Most Excellent Majesty.

The Joint and Humble Address of Her Majesty's Legislative Council, and House of Assembly, of the Province of *New Brunswick*, in General Assembly convened.

MAY IT PLEASE YOUR MAJESTY:

We, the Legislative Council and Assembly of *New Brunswick*, in Provincial Parliament assembled, beg leave to approach Your Majesty with renewed assurances of our devoted attachment to Your Majesty's Person and Government.

The occasion of this our humble and dutiful Address, is one of vital importance to the present and future interests of this Province; and confident in the justice of the claims now to be preferred for Your Majesty's Royal consideration, we cannot for a moment doubt the decision which Your Majesty will be graciously pleased to pronounce in the premises.

From the first erection of this Province into a separate Government, in the year 1785, down to the year 1842, the Territorial Rights, as well as the legal Jurisdiction of this Province, have been undisputed on the Upper *Saint John*, and its Tributaries, save by the American Government.

During the whole of that period, the Government of this Province exercised Jurisdiction over the said Territory, and the inhabitants residing thereon, in like manner as in other parts of the Province, viz: by granting lands, organizing Militia, appointing Magistrates and Parish officers, making roads and building bridges, relieving the poor, serving Writs and Process of every description, and granting Licenses to cut logs and timber; and even pending the dispute with the American Government, the accustomed Jurisdiction was retained by this Province, except in the disposal of lands and timber, which was suspended by agreement between the two nations.

Upon the Treaty of *Washington* being concluded, we reasonably supposed, that our accustomed jurisdiction would be continued without interruption, over the residue of the Territory; but to our astonishment we learned in 1843, that the Canadian Government for the first time, had asserted a right by selling logs and timber from the lands on the River *St. Francis*, and other Rivers and Streams in the vicinity.

Knowing that the Southern Boundary of *Canada* had been already defined by the Act of Parliament 14 *Geo.* III, cap. 83, and that by no possible construction of that Act, could its Southern Boundary be extended, to include any of the Rivers flowing into the Main *Saint John*, and thence to the sea; we had hoped that the remonstrances of the Government of this Province, would at once have put an end to the unwarrantable claims of *Canada*, and prevented us from further interruption; but we regret to inform Your Majesty that in this respect we have been disappointed, and that at the present time, the two Provinces are exercising a conflicting jurisdiction over the same Territory.

The Province of *Canada* is described in the Royal Proclamation of 1763, and by the Act above referred to, as being "Bounded on the South by a line from "the Bay of *Chaleurs* along the Highlands, which "divide the Rivers that fall into the River *Saint* "*Lawrence*, from those which fall into the Sea, to a "point in 45° of Northern latitude, on the eastern "bank of the River *Connecticut*," and we entertain not the smallest doubt, that it will appear as clearly to Your Gracious Majesty, as it does to us, that no part of the Province of *Canada* can possibly be situated on the Southern side of the line described with so much clearness in the said Act, and which can at any time be surveyed and marked upon the ground without difficulty. New Brunswick Boundary Line.

Yet, notwithstanding the explicit language of the Act thus defining the Boundary, the Canadian Government now so far overstep the same, as to claim as their Southern Boundary, a line running from the mouth of *Ristigouche* River to *Mars* Hill, as indicated by the yellow line on the Map hereunto annexed; a claim which, if sustained, would deprive this Province of more than one quarter of its Territory.

Having brought under Your Majesty's notice the former occupation and jurisdiction of this Province, together with the Southern Boundary of *Canada*, as fixed by Act of Parliament, in contrast with the present claims of that Province, we would now respectfully submit for Your Royal consideration, the equitable, as well as legal right of this Province, to the Territory in question, arising out of the compact entered into between Your Majesty's late Royal Uncle, of revered and blessed memory, and the Legislature of this Province.

By the Provincial enactment 8th *William* IV, chap. 1, entitled "An Act for the support of the "Civil Government of this Province," and the terms of which were settled by the Imperial Government before its enactment, it was provided, among other things, that the proceeds of all Sales and Leases of Crown Lands, Woods, Mines and Royalties, deducting the expenses of collection, should be paid over to the Provincial Treasury for the use of the Province, and in return therefor, the sum of fourteen thousand five hundred pounds currency, was charged upon all the Revenues of the Province, for the support of the Civil Government, which Act was afterwards made perpetual, and confirmed by Your Most Gracious Majesty in Council.

We would now humbly submit to Your Majesty's consideration, that at the time the said Act was passed, and the Civil List was guaranteed in perpetuity, we had no reason to apprehend that the line of boundary, as then claimed by the British Government, and disputed by the Government of the *United States*, would be abandoned, whereby a large extent of Territorial resources for defraying the Civil List would be lost to this Province.

We need not remind Your Majesty, that throughout the whole of the negociations with the *United States*, the Territory in question was claimed by Your Majesty's Government as a part of *New Brunswick*; nor did we ever learn that during that protracted dispute, any such claim was made, as is now set up by the Canadian Government.

Your Majesty's Government, however, in the exercise of its undoubted power, was pleased to concede to the American Government by the Treaty of *Washington*, at least three fifths of the Territory then in dispute; which embraced by far the most valuable portion thereof, both for Agricultural and Lumbering operations.

We assure Your Majesty, that although the loyal inhabitants of this Province were greatly disappointed by the terms of the said Treaty, they were unwilling to complain of a result, however injurious to their interests, seeing that it was confirmed by Your Majesty's Government, and approved of by the British Parliament, but when a neighbouring Colony now seeks to deprive us, not only of the residue of the said Territory, but of a large additional portion, the proceeds whereof have been transferred to us by a solemn compact with the Imperial Government,

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we cannot but complain; and while we lay before Your Gracious Majesty at this time, our protest against the unwarranted encroachments of the Canadian Government, and their usurpation of our Territory, we assure Your Majesty that we entertain the most unshaken confidence in Your Royal judgment, and that the result of this, our humble and dutiful appeal, will afford the inhabitants of this truly British Province, another proof, that in the hands of Your Majesty, their rights and interests will ever be protected.

We, therefore, most humbly and dutifully implore Your Majesty, to order the line of Boundary in question, to be surveyed and marked out in the terms of the Act of Parliament, commencing at the Bay of *Chaleurs*, and thence, passing along between the Heads of the Rivers that fall into the River *St. Lawrence*, and those that fall into the Sea, to a point in the line of Boundary lately established by the Treaty of *Washington;* and also to secure to this Province, the quiet and peaceable possession of the whole of the Territory, lying on the Southern side of this line of Boundary, with all the privileges, profits and advantages now arising, or which may hereafter arise from the same.

(Signed,) WILLIAM BLACK,
President Legislative Council.

(Signed,) J. W. WELDON,
Speaker House of Assembly.

(Copy.)

May it Please Your Excellency:

The undersigned have the honour to submit the following Report, on the subject of the Boundary Line, between the Provinces of *Canada* and *New Brunswick;* and of their conferences with the gentlemen named for this purpose by His Excellency Sir *W. Colebrooke*, at *Fredericton*, on this subject; as well as in reference to granting Licenses to cut timber on the Territory in dispute, until the Boundary be determined.

It is necessary to refer to the Boundaries expressed in various public Documents, Commissions, &c.

The Royal Commission, appointing the Governor of *Nova Scotia*, dated 21st November, 1763, states the Boundaries of that Province thus, "To the "northward our said Province shall be bounded by "the Southern Boundary of our Province of *Quebec*, "as far as the western extremity of the *Baie des* "*Chaleurs*, to the eastward by the said Bay and the "Gulf of *St. Lawrence*, and to the westward, although "our said Province hath anciently extended, and "doth of right extend, as far as the River *Pentagast* "or *Penobscot*, it shall be bounded by a line drawn "from Cape *Sable*, across the entrance of the Bay "of *Fundy*, to the mouth of the River *Ste. Croix*, by "the said River to its source, and by a line drawn "due north, from thence to the Southern Boundary "of our Colony of *Quebec*."

The Proclamation of 1763 describes the Boundary of the Province of *Quebec*, thus, after running certain lines not affecting the matter in question, up to "the "south end of the Lake *Nipissing*, from whence the "said line crossing the River *St. Lawrence* and the "Lake *Champlain*, in forty-five degrees of north "latitude, passes along the Highlands which divide "the Rivers that empty themselves into the said "River *St. Lawrence*, from those which fall into the "Sea, and also, along the north coast of the *Baie des* "*Chaleurs* and the coast of the Gulf of *St. Lawrence*, "to Cape *Rosier*."

The British Statute of 1774 thus designates the Boundary, the Territories, &c., "Bounded on the "south, by a line from the Bay of *Chaleurs*, along "the Highlands which divide the Rivers that empty "themselves into the *St. Lawrence*, from those which "fall into the Sea, to a point into forty-five degrees "of northern latitude, on the eastern bank of the "River *Connecticut*."

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The Treaty of 1783, between *Great Britain* and the *United States* of America, in defining this portion of the Boundary, between the two contracting parties, uses the following language:—

"From the northwest angle of *Nova Scotia*, viz.: "that angle which is formed by a line drawn due "north from the source of the *Ste. Croix* River to the "Highlands, along the said Highlands which divide "those Rivers that empty themselves into the River "*St. Lawrence* from those which fall into the *Atlantic* "Ocean, to the northernmost head of the *Connecticut* "River, thence down along the middle of that River, "to the 45th degree of north latitude, east by a line "to be drawn along the middle of the River *Ste.* "*Croix*, from its mouth in the Bay of *Fundy* to its "source, and from its source directly north to the "aforesaid Highlands, which divide the Rivers that "fall into the *Atlantic* Ocean, from those which fall "into the River *St. Lawrence*."

The Boundaries of *New Brunswick* were, in 1784, defined in the Commission to the Governor of that Province, thus:—

"Bounded on the westward, by the mouth of the "River *Ste. Croix*, by the said River to its source, "and by a line drawn due north, from thence to the "Southern Boundary of our Province of *Quebec*, to "the northward by the said Boundary, as far as the "western extremity of the *Baie des Chaleurs;* to the "eastward by the said *Baie* and the Gulf of *St.* "*Lawrence*, to the Bay called *Baie Verte;* to the "south by line in the centre of the Bay of *Fundy* "from said River to its source; and from thence by "a due east line across the Isthmus, into the *Baie* "*Verte* to join the eastern line above described."

A careful comparison and consideration of the foregoing descriptions brought us to the conclusion, that, on the part of the British Government, it was intended, that the language used should so define the limits as, that the Eastern Boundary of the *United States*, and the Western Boundary of, first, the Province of *Nova Scotia*, and afterwards of *New Brunswick*, should be identical, that each of them would go north so far as the north-west angle of *Nova Scotia*, when the Southern Boundary of the Province of *Quebec* would be reached, and consequently the limits of *New Brunswick* could not be extended either westward of a line to be drawn due north, from the source of the River *Ste. Croix*, or north of the range of Highlands, which would limit the *United States* Territory, and we thought it clear that the same range of Highlands was intended by the different phrases, "the "Highlands which divide the Rivers that empty themselves into the River *St. Lawrence* from those which "fall into the Sea," or "the said Highlands which "divide those Rivers that empty themselves into the "River *St. Lawrence* from those that fall into the "*Atlantic* Ocean;" for *New Brunswick* was carved out of the Province of *Nova Scotia*. Its northern limit is defined by the same words as are used to define the northern limit of *Nova Scotia*, viz.: "the "Southern Boundary of our Province of *Quebec*," the north-west angle of *Nova Scotia*, became the north-west angle of *New Brunswick*. That north-west angle was defined to be "that angle which is "formed by a line drawn due north from the *Ste. Croix* "River to the Highlands." The Province of *Nova Scotia* extended no further north than these Highlands, which therefore, as the Province of *Nova Scotia* was bounded on the north by the Province of *Quebec*, must have formed the Southern Boundary of *Quebec*.

When, therefore, *Great Britain* asserted a particular range of Highlands to be those constituting the Northern Boundary of the *United States* under the

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Treaty of 1783, she also, to the extent of the *United States* frontier at all events, necessarily asserted those Highlands to be the Southern Boundary of *Canada;* and having acceded to a boundary to the northward of what she had contended was the true one, *Canada* cannot be the less entitled to treat the Boundary so agreed upon as hers also; in other words, to continue conterminous with the *United States* as far eastward as the line due north from the source of the *Ste. Croix.* The adoption of a conventional line between *Great Britain* and the *United States,* by which a portion of the Territory included within the former limits of *Canada,* and therefore *pro tanto,* at the expense of *Canada,* was given up, could not affect the rightful claim of that Province as far south as that conventional line.

If, then, *Great Britain* rightly asserted the range of Highlands by which the north-west angle of *Nova Scotia* was formed, was to be found at *Mars* Hill, then it would necessarily follow that the same range formed the Southern Boundary of the Province of *Quebec,* which must then be traced from *Mars* Hill to the westernmost extremity of the *Baie des Chaleurs.* This line would deprive *New Brunswick* of Territory which she has long possessed, and her right to which has in some degree been recognized by *Canada,* as well as by the British Government.

On the other hand, the *United States* insisted that the north-west angle of *Nova Scotia* was formed by a range of Highlands nearer the *St. Lawrence,* the same range which *New Brunswick* now contends for. This line would deprive *Canada* of Territory which she has long possessed, both under the French and English Governments, and her right to which has in some degree been recognized by *New Brunswick,* as well as by the British Government.

It would, we believe, be found impossible to find in either of these ranges a literal compliance with the Proclamation of 1763, and the Act of 1774.

The words of the Proclamation, "the Highlands "which divide the Rivers that empty themselves into "the said River *St. Lawrence* from those which fall "into the Sea, and also along the north shore of the "*Baie des Chaleurs,*" do not certainly appear to contemplate crossing the *Baie des Chaleurs,* in order to arrive at a range of Highlands on the south side of the Bay, though the distance across be only a few miles, and yet this must be done to reach the Highlands which are connected with *Mars* Hill.

On the other hand, the words of the Act of 1774, "Bounded on the south by a line from the *Baie des* "*Chaleurs* along the Highlands which divide the "Rivers that empty themselves," &c., would never be supposed to have been intended to direct that from the *Baie des Chaleurs* a line should be run in a direction almost north for a distance of from thirty-five to forty miles ere the commencement of the southern Boundary of *Quebec* could be found, for this line from the *Baie des Chaleurs* to the Highlands would form a western and not a Southern Boundary for the Province of *Canada.*

While, therefore, we are of opinion that the same Highlands which formed the Northern Boundary of the *United States* and the Southern Boundary of *Canada* were also in their continuation intended to divide *Canada* and *New Brunswick,* we are compelled to admit that these Highlands, as they exist, do not fulfil what evidently was anticipated by the framers of the Proclamation of 1763, and the Statute of 1774, and while we insist that the range contended for by *Great Britain* was the true line of division, we are fully aware that its exact course and termination was erroneously assumed, and have consequently been erroneously described.

If, then, neither one nor other of these ranges will fulfil all the terms of the Proclamation and Statute, we are driven to enquire whether the intention of the British Government is so evinced by the language used in these instruments as to afford the means of arriving at a conclusion in what direction this line of division was really intended to be run. Now it appears to us unquestionable that from the *Baie des Chaleurs,* the southern Boundary of *Quebec,* was to commence, according to the Statute; the words "Bounded on the south by a line from the *Baie* "*des Chaleurs* along the Highlands," appear to admit of no other construction. The words of the Proclamation, though not making the *Baie des Chaleurs* the point of commencement, appear to us equally to make it in connection with and continuation of the Highlands named the Southern Boundary of that Province; the words are, "along the Highlands "which divide the Rivers, &c., and also along the "north coast of the *Baie des Chaleurs.*" It seems to us a very forced construction to treat these words as meaning "along the Highlands which divide, &c., "unto the termination thereof, and thence southerly "to the western extremity of the *Baie des Chaleurs,* "and also along the north coast," &c. To this construction *New Brunswick* necessarily resorts, in claiming the Highlands nearest the *St. Lawrence* as her Northern Boundary.

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We abstain purposely from the discussion of the arguments arising on the words, "Rivers that empty "themselves into the River *St. Lawrence,* and those "which fall into the Sea." This subject was exhausted in the controversy between *Great Britain* and the *United States.* We have not overlooked the difference of the languages in the Treaty of 1783, and all the other documents we have referred to; nor omitted to notice that the former contains the words, "which fall into the *Atlantic* Ocean," while in all the others we find, "which fall into the Sea." We treat them as synonymous, and think ourselves warranted in so doing, by the reasons on which our first conclusion respecting the prolongation of the line of Boundary, between *Canada* and the *United States,* in order to ascertain the line between *Canada* and *New Brunswick,* are founded.

We think, then, that the language used, and before quoted, justifies us in considering it to have been the intention of those by whom it was used, that from the *Baie des Chaleurs,* a line was to run in a westerly direction, until it intersected the line drawn due north from the source of the *Ste. Croix;* such a line must evidently commence on the north side of the Bay, and from the description of the Boundaries of *Nova Scotia,* and of those of *New Brunswick,* the point on the North Shore is to be at the western extremity of the *Baie des Chaleurs;* which western extremity had been pointed out in various grants from the Crown, and particularly in one dated in 1788, to *John Shoolbred,* Esquire. In the grants now referred to, the Crown both before and after 1763, treated the Province of *Quebec* as extending from this western extremity, along the River *Ristigouche,* and from this point for a considerable distance up the River, each Province has treated it as the Boundary between them. *Canada,* by the aforementioned grants of land, and in 1829, the erection of the County of *Bonaventure,* by a statute, *New Brunswick* having erected her County of *Northumberland,* as bounded on the north by the *Baie des Chaleurs,* and the Southern Boundary of the Province of *Quebec,* which would not represent its Boundary, according to the views now urged on her behalf, for the *Baie des Chaleurs* would be the Northerly Boundary only as far as its western extremity, and then the Province of *Quebec* would form an Easterly Boundary, for thirty miles and upwards, ere the Southern Boundary of the Province of *Quebec* would be arrived at.

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It appeared, therefore, to us, that the line of the River *Ristigouche* had been adopted, to a certain extent at least, as that complying with the spirit and intention of the various public documents, and in consequence of its being impossible to find such a line of Highlands as would fulfil all the conditions required.

The due north line to be drawn from the source of the *Ste. Croix* River, did not seem at first sight, likely to afford any difficulty as to the boundary on this side—the more especially, as the point of starting had been agreed upon between the Governments of *Great Britain* and the *United States*, and the line itself had been partially traced. It appears, nevertheless, that *New Brunswick* treated a considerable part of the Territory lying westward of the protraction of this north line as being within her limits, and has made settlements there, as well as disposed of the Timber growing thereon; we have found no reason whatever for supposing that in the first instance, *New Brunswick* acted otherwise than under a full belief that the settlements made, and the jurisdiction exercised, were upon, and over Territory, to the east of the due north line, for it cannot be denied that for a long time, it was believed that the source of the *Ste. Croix*, from which the due north line was to be run, was considerably to the westward of the point ultimately decided on, and no doubt, therefore, *New Brunswick* acted under this belief. From the time, however, that the due north line was actually established, we do not profess to understand upon what principle of right, the extension of those settlements and claim of jurisdiction could be maintained.

We have been particular in this explanation, in order that Your Excellency may understand the views we entertained, and which influenced our judgments in endeavouring to lay the foundation, in connection with the gentlemen appointed by His Excellency the Lieutenant Governor of *New Brunswick*, to confer with us, for determining the Boundary between the two Provinces.

These views may be thus recapitulated:—

1st. That it was the intention of *Great Britain*, that the Territory of the *United States* should be conterminous with the Province of *Canada*, from west to east, till the line, due north from the source of the River *Ste. Croix*, was reached.

2nd. That this due north line would be the Boundary between the *United States* and the Province of *New Brunswick*, till the Northern Boundary of the *United States* Territory was reached.

3rd. That at that point, it was not intended the Province of *New Brunswick* should extend directly north, but in a northerly and easterly direction along the assumed range of Highlands to the westernmost extremity of the *Baie des Chaleurs*.

4th. That the Territory of *New Brunswick* was not to extend to the westward of this due north line.

5th. That in the absence of Highlands, fulfilling these expressed intentions of *Great Britain*, in reference to the boundaries of her Colonies, the line of the River *Ristigouche* had been, for a certain distance, adopted by both Provinces, and that this line is, in fact, nearly in accordance with the intention of *Great Britain*, though confessedly at variance with the language used, as it does not pass along Highlands.

6th. That the respective settlements and jurisdiction, made and exercised by *Canada*, and *New Brunswick* on the opposite sides of the *Ristigouche*, and the settlements and jurisdiction, made and exercised under an erroneous impression of right, to the westward of the due north line, rendered the adoption of a conventional line almost indispensable. No time was lost, on our arrival at *Fredericton*, in opening our conference with the two gentlemen named by His Excellency Sir *William Colebrooke* for that purpose.

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It required a very short time to convince us that our views were irreconcileable. The suggestions on the part of *New Brunswick* for a conventional line, were based on an assumption of right we could not admit, for they treated, whatever land lay between their proposed line and the Highlands nearest the *St. Lawrence*, as so much given up by them, and for which they were to be compensated, by lands to the westward of the line due north from the source of the River *Ste. Croix*.

Their claim was twofold:—

1st. They insisted that the Southern Boundary of *Canada*, was to be found in the range of Highlands nearest the River *St. Lawrence*, the range contended for by the *United States*, as forming their Northern Boundary.

2nd. As to their Western Boundary, they claimed a right founded upon possession and enjoyment, and the exercise of various acts of jurisdiction, to the west of the due north line, and that *Canada* had not till lately, denied or disputed such right, or claimed any herself in this Territory; and they further urged, in connection with this branch of the subject, that even admitting the right of *New Brunswick* to the West of the due north line to be questionable, still it could not be questioned by *Canada*, because as her southern limit, according to their construction, was far to the north, and near the River *St. Lawrence*, she could not, under any circumstances, have any pretension to this Territory, or interfere with *New Brunswick* in her occupation of it.

While, therefore, they admitted that the settlement of a conventional line was exceedingly desirable, by agreement between the Provinces, they urged the adoption of such a line as would be sustained by the foregoing assumptions; such a line, in fact, as no one could agree to, who was not prepared to concur, to a great extent, in the justice of the principles advanced by them.

It is needless for us here to recapitulate the general arguments against the adoption of the range of Highlands contended for by *New Brunswick*, as constituting the Southern Boundary of *Canada*. But there are some particular facts, which were advanced by us in reply to these pretensions, to which we would respectfully solicit Your Excellency's attention.

The Province of *Canada*, when under the French Government, clearly was not confined within these limits, first, as to that part lying east of the due north line from the source of the River *Ste. Croix*, there had been various grants and concessions extending to the River *Ristigouche*. Such were the Seigniory of *Cloridon* and of *Matepediac*.

At the cession of *Canada* to *Great Britain*, all individual rights and the French laws were gauranteed. British authority succeeding French authority, and after the cession, and after the Proclamation of 1763, and the Statute of 1774, namely, in 1787, the Seigniory of *Cloridon* was resumed by the Crown, according to the Laws so guaranteed, and as a possession in *Canada*, clearly shewing that the limits of *Canada* were, under British authority, as well as under French, considered to extend far south of the Highlands contended for by *New Brunswick*. In 1788, another Seigniory was conceded, commencing on the western extremity of the *Baie des Chaleurs*, and extending several miles upwards along the River *Ristigouche*, thus intervening directly between that River and the Boundary claimed by *New Brunswick*. *Canada* has also erected a County on this part of the Territory, and the inhabitants have exercised political rights, and continue to be represented in the Legislature, under the authority of the Union Act, though, according to these claims, the whole County of *Bonaventure*, which the Imperial Parliament, in 1840,

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recognized as part of *Canada*, and which extends to the River *Ristigouche*, is within the Province of *New Brunswick*, and that Province was not at any time in ignorance of the more important of these proceedings. Her County of *Northumberland*, whose northern limit was declared to be the Southern Boundary of *Canada*, was erected in 1785, but it was never attempted to be pushed across the River *Ristigouche*, although on the claim now put forth, it reached the Highlands near the *St. Lawrence*. That country has since been divided, and the County of *Ristigouche*, extending to the Southern Boundary of *Canada*, has been erected out of part of it; but it has been in fact limited, and is so at this moment, by the River *Ristigouche*.

It was impossible for us, therefore, to agree to any settlement, predicated on the assumption, that the land between this River and the Highlands near the *St. Lawrence*, belonged to *New Brunswick*, because, *de facto*, she never had possessed any part of it, and could never, according to our view *de jure* have claimed. We felt we had at least equal ground for contending that it was *Canada* who lost by taking the River *Ristigouche* as a boundary, instead of the range of Highlands from *Mars* Hill to the *Baie des Chaleurs*. We say at least equal ground, for we had the authority of *Great Britain* in support of our claims to the Boundary, and we forbore to urge this, only because we thought it our duty, to endeavour to procure a reasonable settlement, even at some sacrifice, and not to interpose the difficulties arising from an assertion of extreme rights.

Then as to the land to the westward of the due north line, we have already given the general reasons, which to us appear conclusive, for maintaining, that the northern limit of the *United States* was also the southern limit of *Canada*. But there are other facts to be considered, in reply to the attempt to limit *Canada* by the Highlands, so often adverted to. Settlements were made from *Canada* long ago, far to the southward of these Highlands, on the River *St. Francis*. The Seigniory of *Madawaska* and of Lake *Temiscouata*, conceded by the French Crown, was, and still is treated as part of *Canada*. It extends about thirty miles south of these Highlands, embraces part of the River *Madawaska* within its limits, and comes to within about twelve miles of the River *St. John;* and *New Brunswick* has recognized this grant, by giving up timber cut upon its limits, which had been seized on the ground that it had been cut on Crown Lands without legal authority. We could not then entertain a conventional line, taking for its basis, the assumption that *Canada* had no right to treat all the land to the westward of the due north line, and to the northward of the *United States* Boundary, as being comprised within her limits.

The line, therefore, suggested by His Excellency Sir *Wm. Colebrooke*, in his Despatch to Your Lordship, dated 13th January, 1845, appeared to us to be open to most serious objections. This line it was proposed, should be run directly from a point on the River *Ristigouche*, which appears as laid down in Mr. *Wells'* Map, marked A, to be in latitude 47° 49' north, and longitude 67° 20' west, or thereabouts, to the northernmost angle of the *United States* Boundary, on the River *St. Francis*.

The leading objections to this line in our opinion, are:—

1st. It departs from the line of the *Ristigouche* River, which for the reasons already given, and because it has already been partially adopted as a line of division by both Provinces, and because it is a natural Boundary easily to be ascertained, we think should be adhered to.

2nd. It gives to *New Brunswick* lands north of that River, over which she has never exercised acts either of possession or jurisdiction, and which lie within the limits of the County of *Bonaventure*, according to the Statute of *Lower Canada*, and are consequently recognized by the Imperial Statute uniting the *Canadas* as within the Lower Province. New Brunswick Boundary Line.

3rd. By depriving *Canada*, for so long a distance, of both banks of the River *Ristigouche*, it interferes materially with her means of communication with the *Baie des Chaleurs*, to which it ought to be our endeavour to promote the carrying of timber for shipment.

4th. It intersects Lake *Temiscouata*, and various tributary streams, the objection to which has been already pointed out by the Executive Council of *Canada*, and to whose Report on the subject we beg to refer.

5th. It intersects the Seigniory of *Madawaska*, placing part of it under the jurisdiction and Laws of *New Brunswick*, which are incompatible with such a tenure.

6th. It transfers to *New Brunswick* a much larger portion of Territory, which belongs to *Canada*, than any plea arising from actual settlement and possession taken under the authority of the Government of the former, either warrants or requires.

7th. It aggrandizes *New Brunswick* throughout, at the expense of *Canada*, without any sufficient justification, or even equitable ground, except so far as the settlement north of the *St. John*, and east of the *Madawaska* Rivers are concerned.

We are compelled therefore, earnestly to entreat of Your Excellency not to agree to this line.

The only other line suggested on the part of *New Brunswick*, is a line to commence at the Forks of the River *Peetamkedgewee*, which appear as laid down on Mr. *Wells'* Map, marked A, to be in latitude 47° 49' north, and longitude 67° 57' west, or thereabouts, running thence a direct course, towards the same northerly angle of the *United States*, as that proposed by His Excellency Sir *William Colebrooke*, until it reached the limit of the Seigniory of *Madawaska*, then around and following the boundaries of that Seigniory, until it reaches a point where the westerly side of the Seigniory would be intersected by the first mentioned line produced, and thence following the course of the first mentioned line, from the Forks of the River to the northerly angle of the *United States*, and on the River *St. Francis*.

It was asserted, that the River *Peetamkedgewee* is in truth the main branch of the *Ristigouche*, and should have been so designated on the Map, and if this were agreed to, then the branch would, as part of the River *Ristigouche*, form a continuation of the Boundary formed by that River.

We felt it impossible to agree to this line. The course of the River *Peetamkedgewee*, instead of being, as that of the *Ristigouche*, south westerly from the mouth, forms nearly a right angle with that River, running westerly of north, and differing from the line proposed by Sir *Wm. Colebrooke* only in two points of any importance; first, that it leaves the Seigniory of *Madawaska* entirely within *Canada*, and projecting into what then would be *New Brunswick*, in a sort of wedge like form, while, as if by way of compensation for this trifling concession, it takes more than double the quantity of land contained within the portion of the Seigniory so left out, and is open to every objection which could be urged against Sir *Wm. Colebrooke's* line, except the foregoing one marked No. 5. We conceive, therefore, that this line could never be acceded to by Your Excellency in behalf of *Canada*. Feeling it necessary to offer some counter-suggestions, and after explaining fully that it was to be considered merely as emanating

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from ourselves, subject entirely to Your Excellency's decision, and as being made without knowing the views of the Executive Council, but at the same time fully persuaded that it would be considered as the uttermost limit of concession and very probably thought to go too far—we pointed out a line to be drawn as follows:—from the mouth of the River *Ristigouche*, following its different windings south westerly, until it reaches the due north line from the source of the River *Ste. Croix;* thence in a direct course to the nearest angle of the *Madawaska* Seigniory;—thence, to the River *Madawaska* along the boundary of the Seigniory;—thence, down that River to the River *St. John*, and the Boundary of the *United States*.

But even if this proposition was agreed to, a right must be reserved to *Canada* to construct a Railroad from the *St. John* to the River *Ristigouche*, through the Territory thus acquired by *New Brunswick*, to be under the control of *Canada*, in order to facilitate the conveyance of her products to the *Baie des Chaleurs*, without subjecting it to the internal regulations of the Government or Legislature of *New Brunswick*.

This line would give to *New Brunswick* all the settlements east of the *Madawaska*, and north of the *St. John*, together with a large and valuable tract of land adjoining, (if the map be correct) containing more than 600 square miles. It would give *Canada* access to the *St. John*, make the *Madawaska* (a well defined Boundary) open to both Provinces, and would preserve the *Ristigouche* in like manner to both Provinces.

In strict right, we have felt that *New Brunswick* ought not to cross the due north line, and that her proper Boundary would be to follow that line from the point where it first intersects the River *Ristigouche*, and it is principally with a view to procure an immediate decision that we have suggested terms, which we conceive so favourable to the Sister Province.

On the part of *New Brunswick*, there did not appear any disposition to accede to this suggestion, and we proceeded to endeavour to agree on a temporary arrangement as to the timber on the Disputed Territory.

From what we could gather, it seemed to us, there was a strong feeling to deny all right in *Canada*, to any land whatever south of the Highlands near the *St. Lawrence*, or to agree, even temporarily, to recognize her authority to license cutting timber in any part of these lands, but to push the pretension of *New Brunswick* to all the Territory between those Highlands and the Boundary of the *United States*, as settled by the Treaty of *Washington;* for we could in no other way interpret the claim of jurisdiction of *New Brunswick*, west of the due north line, and her adherence to those Highlands as the southern limit of *Canada*. A glance at the map, keeping in mind the limits assigned to *New Brunswick*, by the Royal Commission of 1784, will show the injustice, and we must add the extravagance, of such pretensions.

Whatever the motive may have been, we found, however, that they would not be parties to any arrangement, under which Licenses were to be granted for cutting timber in any part of the Territory under the authority of *Canada*,—they proposed to resume licensing, but to exercise exclusive jurisdiction in this respect; keeping an account of what was cut and collected, until the question was settled; and refused our proposition that *Canada* should continue as she had begun to grant Licenses,—*New Brunswick* doing the same—that the expenses of management should be borne out of the respective Provincial Funds, and that the proceeds of all Timber cut under such Licenses should be collected by *New Brunswick*, and funded until the question of Boundary was decided.

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We could not agree to their proposal, because we felt that *Canada* ought not to recede one iota from the position she had taken. They refused, apparently resolved not to recognize even temporarily the authority of *Canada*. Both proposals, it must be borne in mind, were made without prejudice to future proceedings.

The necessity that all Timber cut on the land should be brought down the *St. John*, was glanced at, as shewing the power of *New Brunswick* to control all operations in this respect; we felt obliged to remark that *Canada* would be driven to survey several Townships in the Territory, and fill them with Settlers, in order to maintain her just rights and prevent it being urged against her, that she was acquiescing in what we should be forced to treat as the encroachment of the Sister Province.

Such was the substance of our communications. His Excellency Sir *William Colebrooke* expressed his intention of bringing the whole matter before the Executive Council of *New Brunswick*, and again communicating with Your Excellency.

We have only to urge the necessity of permitting no delay that can be avoided in a final arrangement; for we have certainly arrived at the conclusion, that the interests of *Canada* are in every respect prejudiced by delay, and the stress which it appears to us is laid on the so-called tacit acquiescence of *Canada* in the possession and jurisdiction of *New Brunswick*, west of the due north line, renders it, in our humble opinion, imperatively necessary to urge a prompt decision.

The Timber is being carried off in the meantime by plunderers, and if a forfeiture takes place it is all to the advantage of *New Brunswick;* if by License from that Province, the share *Canada* may get in the proceeds is left to future negociation.

It is not for us to offer any suggestions here, as to the course proper to be taken. Your Excellency will doubtless adopt the measures you may deem best under all circumstances.

A copy of a minute of our conversations with the gentlemen appointed on the part of Sir *William Colebrooke* accompanies this Report.

We have the honour to be, &c.,

(Signed,) W. H. DRAPER,
D. B. PAPINEAU.

28th July, 1845."

MONDAY, 14th July.

His Excellency the Lieutenant Governor announced to us that he had named Mr. *Street*, a Member of the Executive Council, and Mr. *Reade*, who had been in *Washington*, on the part of *New Brunswick*, at the negotiation of the *Ashburton* Treaty, to confer with us. Mr. *Reade* having met with an accident, we met Mr. *Street* alone.

Mr. *Street* commenced by observing, that unless we laid down some basis on which we could agree, we were not likely to approach a settlement, and invited us to consider on what principle we would agree as to the Boundary, in order to discuss the details for carrying such principle out.

We replied that this involved several considerations,—

1st.—Were we simply to ascertain the Boundary Line, as fixed by the Commissioners establishing *New Brunswick* as a separate Province—if so, there was little to discuss. The Gulf of *St. Lawrence* was the Eastern Boundary, the Bay of *Fundy* the Southern, the Western was definitely fixed by a line due north from the source of the *Ste. Croix*, a line which had been explored in part, and had only to be continued till it reached the Southerly Boundary of the Province of *Quebec*, and the Southerly Boundary which was defined as the Highlands dividing, &c.

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2d.—The fact must not be overlooked, that (however it might have arisen) both *New Brunswick* and *Canada* had adopted the *Ristigouche* River for a certain distance, as their Northern and Southern Boundary,—*New Brunswick* by the creation of the County of *Ristigouche*, bounded by the river of that name, and *Canada* afterwards by the creation of the County of *Bonaventure*, which has for its Southern Boundary this same river. This mutual recognition, that is, mutual in regard to the Western limits of the County of *Ristigouche*, appeared to have so far settled the question, and then all that remained to be determined, was the Boundary from the north-western corner of this County to the due North Line;

Or, 3d.—The settlement of a Conventional Line, in which could be considered, settlements made without the defined Boundaries of *New Brunswick*.

Mr. *Street* suggested a settlement on the footing of *uti possidetis*. He remarked that *Canada* had encroached on *New Brunswick* by coming to the *Ristigouche*, as the Highlands referred to in the *Quebec* Act, and the Proclamation of 1763, were clearly the range far North of that River, and much closer to the *St. Lawrence*, and that we could not (admitting the due North Line as traced on *Wells'* Map A. only for argument sake, to be correct) disturb the long possession and jurisdiction of *New Brunswick* west of that Line, and in the Territory at and about the *Madawaska* Settlement, without retiring all pretensions to land south of these Highlands, which would be a most inconvenient course; and if *New Brunswick* gave up so much in that quarter, she might, if on no other ground, justly retain the whole *Madawaska* Territory. Besides, he intimated that the North Line, as shown on the Map, was established in accordance with the Treaty of 1783, and could have no reference to the Line intended in 1763, and that in fact the Line intended in 1763, was much west of that traced on the Map.

In reply, we urged that we could not recognize any settlement or possession of *New Brunswick* to the westward of the due North Line, as conferring a right, until they had shown some Document or competent authority for crossing the clearly expressed and defined Western Boundary. That no length of possession, or even exercise of jurisdiction, could alter the Boundary assigned to that Province by the Sovereign authority.

That the assertion as to the Southern Boundary of the former Province of *Quebec* being so evidently the Highlands referred to by Mr. *Street*, so far from being admitted by us to be correct, was, in our opinion, open to the greatest doubt, and that we conceive we had the authority of the British Government, in its long protracted negotiations with the *United States*, for asserting this was not the true range of Highlands, but that they must be sought much farther South,—and according to the argument of the British Government and the reports of their Commissioners, the range of Highlands which were designated in the Treaty of 1783, would carry the limit of *New Brunswick* as far South of the *Ristigouche*, as that Province claimed to carry it north, and we could not therefore admit as a basis that *New Brunswick* in adopting the *Ristigouche* as the Boundary *pro tanto*, was making any concession, and consequently acquiring any right to a corresponding compensation, to the westward of the due North Line.

Mr. *Street* re-asserted the position of the Highlands, and repeated his denial that the Boundaries in the Treaty of 1783 could affect the question, which must rest on the Proclamation of 1763, and the *Quebec* Act; and he insisted further, that even admitting the force of our argument as to the due North Line, bounding the Province of *New Brunswick*, that her having taken possession to the west of it was nothing to us, as *Canada*, being bounded by a range of Highlands much nearer the *St. Lawrence*, could not cross them, and that she had no right to the Territory between those Highlands and the Line established by the Treaty of *Washington*; and he referred to that Treaty and to the proceedings now being carried on on the North of the *St. John*, at the expense (for the present) of *New Brunswick*, as confirming her claim to all the land to the southward of the Highlands he referred to, and the Boundary as now established, of the *United States*, and he challenged us to show any title of *Canada* to the Territory; and in reply to the grant of the Seigniory of *Madawaska* and other Settlements, made by the French before the Cession, he urged that the Cession had made all the Territory that of *Great Britain*, who had thought fit to bound the Province of *Quebec* by certain Highlands, beyond which we could derive no claim from Acts of the French Government prior to 1763.

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We admitted the authority of the Imperial Government, but insisted, that that Government meant one and the same range of Highlands by the Treaty of 1783, which were already referred to in 1763. That we had the authority of the British Government for saying that those Highlands were not the range Mr. *Street* asserted, and that it was not to be assumed that *Great Britain* intended to leave a narrow and unapproachable strip of land between the *United States* and the Province of *Canada* and *New Brunswick*, which would be the result if Mr. *Street's* position were correct; and we disclaimed any proceedings for carrying out the Treaty of *Washington*, or any Article of that Treaty, as having any bearing on the boundaries of *Canada* and *New Brunswick*.

Mr. *Street* then observed, that we should never probably convince one another as to the Boundary as of right, and it would be better to try and settle a Conventional Line, and for the sake of discussion, and as ascertaining what prospect there might be of our concurring, he would make a suggestion. He premised that he thought the River *Ristigouche* wrongly marked on the map, and that the true head and line of the River was that designated as the *Peetamkedgewee*, and he proposed a line drawn from the head of that River, to the northernmost point of the *United States* Boundary, at the River *St. Francis*, or at least from the head of that River to the Boundary of the Seigniory of *Madawaska*, and round that Seigniory till it again reached the course of a direct line from the River above-mentioned, (which he insisted was really the *Ristigouche*,) to the northern point of the *United States* Boundary.

We at once declined this; First, because we could assent to no change as to the River *Ristigouche*; next, because thinking *New Brunswick* properly bounded by the due north line, the extremest concession, and this only for the sake of a prompt settlement of all difficulties, must be the easterly side of the *Madawaska* River.

This puts a stop for the present to the discussion respecting the Boundary, and we then proceeded to propose an *ad interim* arrangement, as to the Timber Licenses, &c.

We proposed that *Canada* should grant Licenses as she had already commenced; that *New Brunswick* should also grant Licenses; that the expenses of management should be borne out of the respective Provincial Funds; that the proceeds of all Timber cut under these Licenses should be collected by *New Brunswick*, and funded until the question of Boundary was decided; Mr. *Street* at once stated that granting Licenses by both would inevitably lead to confusion; that he thought *New Brunswick* had better re-commence granting Licenses, and that no other should be granted until the dispute was settled, and that they

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would collect and keep separate the revenue. This arrangement to be without prejudice to the claim of either party; and he repeated the claim of *New Brunswick* alone to grant such Licenses, &c., on the ground of possession and jurisdiction, Civil and Criminal, so long exercised, commencing, in fact, in 1787, and that *Canada* had, till very recently acquiesced, without remonstrance, and ought not now to object to the continuation of this jurisdiction (without prejudice to her claims) until the Boundary was decided.

That as all the Timber must pass through *New Brunswick*, and become subject to its laws and jurisdiction, it would be better to let the whole matter *ad interim* remain in their hands.

We strongly objected to this, because it would, by receding from the course adopted in 1843, of granting Licences, imply a partial, though only temporary abandonment of rights, we believed incontrovertible. That our proposal could not affect the facts on which the claim of *New Brunswick* was rested, whether those were the Southern Boundary of the Province of *Quebec*, as defined by the Highlands, or the long possession and exclusive jurisdiction which was asserted. That we were quite aware *New Brunswick*, by her own Legislation, might enforce forfeiture of Timber coming down the River, cut under our Licenses, and by thus taking advantage of her geographical position, render, for the present, the market of *St. John's* inaccessible to us, but that they could not prevent our assertion of our rights, by settling Townships, which would be immediately filled up by the surplus population of *Lower Canada*, and though such a course was to be deprecated, as inevitably leading to collision and possibly bloodshed, yet we could not engage that the forbearance of *Canada* to assert actively her claims by taking possession in opposition to the possession claimed by *New Brunswick*, would be continued. A long and desultory conversation ensued, involving the question of possession by *New Brunswick*, and the consequences which ought legitimately to attach to it, but neither party seeming disposed to yield, it was agreed we should reflect on the matter, and meet (with Mr. *Reade* if he were able to attend) to-morrow at eleven o'clock.

TUESDAY MORNING, 15*th July*, 1845.

We attended this morning, according to the understanding yesterday. Mr. *Reade* being still unable to come out, the Honourable *I. Saunders* was appointed in his place, to act with Mr. Solicitor General *Street*, on behalf of *New Brunswick*.

Mr. *Street* renewed his observation of the importance of determining certain principles as a basis of settlement, and then applying those principles to the existing facts, observing, that if the principle was to adhere to the letter of the Boundaries established by Proclamation, Statute or Royal Commission, all that was necessary was to explore and trace out those Boundaries, but that if a line departing from those Boundaries was to be adopted, if some rules for ascertaining such a line should be first laid down, the conclusion would be more easily arrived at.

We remarked that, with reference to a large portion of the Boundary, there could be no difficulty; the eastern, southern, and western limits of *New Brunswick* could not be mistaken; for though as to the latter, it had been suggested that the due north line as explored, had been commenced further eastward than it should have been, yet as it was obvious that the British Government intended that the line "drawn due north from the source of the River *Ste. Croix*, to the southern Boundary of our Province of *Quebec*," should be identical with the line described in the Treaty of 1783, as "a line drawn due north from the source of the *Ste. Croix* to the Highlands," when once the British Government had determined what that line should be, for the purposes of the Treaty of 1783, it at the same moment gave its construction of the same line which was to form the Western Boundary of *New Brunswick*, according to the Royal Commission of 1784. It was on the Northern Boundary of *New Brunswick* alone, that any real difficulty existed; that there had been mutual Legislative Acts of *Canada* and *New Brunswick*, by which the River *Ristigouche* had for a considerable distance been adopted as the Boundary between the Provinces, and we proposed to assume the line as thereby settled by the Act of both Provinces, as far as the northwestern angle of the County of *Ristigouche*, and starting thence, to endeavour to settle the residue.

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To this Mr. *Street* objected, as the adoption of the *Ristigouche* so far, would be a waiver of the claims of *New Brunswick* to all the land lying north of the *Ristigouche*, and south of the Highlands near the *St. Lawrence*, which he contended were those meant by the Proclamation of 1763, and the Statute of 1774; and as the title of *New Brunswick* to this land was, in his opinion, clear, if for the sake of settlement, she gave up any part of it, she would insist on a corresponding indemnity on the west.

We then proposed, without prejudice to any claims on either side, but merely for the purpose of endeavouring to arrive at a Conventional Line, to take this as a starting point; and equally without prejudice, and only for the same purpose, to treat the *Ristigouche* as having been so far settled by the Acts of both Provinces as the Boundary.

Mr. *Street* then claimed that the possession and authority taken and exercised by the Province of *New Brunswick*, commencing as early as 1787, and tacitly acquiesced in by *Canada*, to the west of the due North Line, should equally be recognized for the purposes of settling the Conventional Boundary.

To this we replied, that there was no analogy between the two cases. In the former, *Canada* had by express enactment, made the River *Ristigouche* the Boundary of a County, and *New Brunswick*, which had also, by an earlier Statute, created the County of *Northumberland*, part of which now constituted the County of *Ristigouche*, bounded by the Province of *Canada*, had never attempted or claimed to push her jurisdiction or settlements beyond that River, and that however clear it might be to *New Brunswick*, that the Highlands she contended for were the true Boundary, it appeared to us that in insisting on a range of Highlands far to the south we had the authority of the British Government. In the latter case, *Canada* had done nothing through her Legislature in the slightest degree adopting or conceding the pretension of *New Brunswick*, and as to her tacit acquiescence, as long as the dispute between the *United States* and *Great Britain* was pending, any assertion of her individual claim would have been premature, as the first point to be determined was, what was the limit of British Territory, apart from the consideration of within what Province that Territory might be situate; and since that question had been determined, *Canada* had not been inactive. That, without meaning to insist that the limits of *New Brunswick* might not be extended to the west of the due North Line, we could only view this as a concession for the sake of an immediate arrangement, and having in view the probability that the settlements to the west of that Boundary of *New Brunswick*, were made under the erroneous belief that they were within the limits of that Province, and therefore, that the inhabitants who had thus, under the authority of the Provincial Government, occupied and improved these lands, were entitled to consideration.

Mr. *Street* objected to the adoption of the point proposed by us, and referred, first, to the Conventional Line suggested by His Excellency Sir *William Colebrooke*, commencing on a bend of the River *Risti-*

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gouche, according to Mr. *Wells'* Map A. in latitude 47 ° 49' north, nearly, and longitude 67 ° 20' west, or thereabouts, and running a direct course thence, to the northerly angle of the *United States* Territory on the River *St. Francis*, and he again renewed, as a proposition, by which he conceived the Government of *New Brunswick* would be content, to procure a settlement, to adopt the River *Peetamkedgewee* as the true *Ristigouche*, and commencing at the forks of that River, appearing on Mr. *Wells'* Map A. to be in latitude 47 ° 49' north, or thereabouts, and longitude 67 ° 57' west, nearly, and running from thence a direct line towards the same northerly angle of the *United States* Territory, until it reached the limit of the Seigniory of *Madawaska*, then around, and following the Boundaries of that Seigniory, until it reached the point where the first line to be drawn from the forks of the River, towards the north angle of the *United States* Territory would intersect the westerly side of the *Madawaska* Seigniory, and thence following the course of the first mentioned line to the same north angle of the *United States* Territory on the River *St. Francis*.

We at once stated our conviction, that neither of the proposed lines could ever be acceded to on the part of *Canada*, and stated our belief that the extreme limit to which *Canada* could concede, would be to take the River *Ristigouche* as the Boundary, until it reached a point where the due North Line drawn from the source of the River *Ste. Croix*, and forming the Boundary between *New Brunswick* and the State of *Maine*, first intersects the River *Ristigouche*, thence in a direct line to the nearest angle of the *Madawaska* Seigniory, being east of the River *Madawaska*, thence following the Boundary of the Seigniory southwesterly, to the River *Madawaska*, thence down the River *Madawaska* to the River *St. John*, and the limit of the State of *Maine*, and so along the River *Ristigouche*, to the *Baie des Chaleurs*.

The *New Brunswick* gentlemen declined this proposition, and we then ceased any further discussion as to the Boundary. The subject of the Timber Licensing was again taken up, but, as on the part of *New Brunswick*, it was refused to admit any proposal under which Licenses were to be granted by the Government of *Canada*, either alone in one part of the disputed Territory, or in conjunction with *New Brunswick*; no arrangement could be come to.

During the discussion as to the actual respective legally fixed Boundaries of the two Provinces, Mr. *Street* proposed the appointment of three Commissioners to explore the Highlands; we objected, on the ground that it would create delay and expense, both useless. For, if the Provinces could agree on the Conventional Line, it was unnecessary, and, if the question had to be determined by Imperial authority, existing circumstances, arising from the conduct of both Provinces, could not be overlooked in a settlement; and it was equally certain that they would neither take the Highlands near the *St. Lawrence* nor those forming a continuation of the chain by which the British Commissioners had contended the *United States* was bounded, according to the Treaty of 1783. However clearly it might appear therefore, which of these ranges was the true one, other considerations had intervened which rendered the adoption of either impossible, and such a survey could therefore have no beneficial result, while the delay it would cause in a definite arrangement, would be highly injurious, at least to *Canada*.

It occurred also, that to a question put to Mr. *Street*, to show any documentary evidence by which *New Brunswick* could be warranted in extending her jurisdiction west of the due North Line, contrary to the Act by which the British Government had established the new Province of *New Brunswick*, he asked how, in her turn, could *Canada* justify her claims in that Territory? We answered that before 1763, there were only two parties claiming the same. *Great Britain* on one side, *France* on the other. That which was not British possession was French, or rather French Canadian possession. After 1763, British authority and dominion was substituted in *Canada*, to French authority and dominion; but the Colony of *Canada* remained the same. After 1783, *United States* dominion was substituted for British dominion in one part of these possessions, therefore every thing west of the due North Line, which by any subsequent Act of the Imperial authority of *Great Britain*, was not acknowledged to be American property, must, of course, remain Canadian property or Territory.

New Brunswick Boundary Line.

(Copy.)

FREDERICTON, N. B.,
January 5th, 1846.

MY LORD,

It having been reported to me by the Commissioners employed in carrying into effect the provisions of the Treaty of *Washington*, that Mr. *Francis Rice*, a Justice of the Peace of the County of *Carleton*, resident in the *Madawaska* Settlement, had been appointed a Crown Land Agent under the Department in *Canada* for the sale of Lands in that part of the county, I have the honour to request that Your Lordship will be so good as to inform me if such may be the case, and whether the appointment may have the sanction of the *Canadian* Government. I beg to draw Your Lordship's attention to my correspondence with Lord *Metcalfe*, referred to in the margin, and to remark that it would be the duty of Mr. *Rice*, as a Magistrate, to enforce the Laws of this Province within the Settlement against all persons who might disregard them; and I need not impress on Your Lordship the consequences of such a conflict of jurisdiction and its effects in increasing the difficulties attending the settlement of the disputed Boundary between the Provinces.

Letter to Lord *Metcalfe*, dated 26th April, 1845.
Letter from Lord *Metcalfe*, dated 5th May, 1845.
Letter to Lord *Metcalfe*, dated 13th May, 1845.

I have, &c.,
(Signed,) W. M. G. COLEBROOKE.

His Excellency, Lieutenant General
The Earl CATHCART, K. C. B.,
&c. &c. &c.

(Copy.)

GOVERNMENT HOUSE,
Montreal, 16th January, 1846.

SIR,

I have the honour to acknowledge the receipt of Your Excellency's Despatch, dated the 5th instant, and in reply to transmit for Your Excellency's information a copy of the Report of a Committee of the Executive Council of this Province, advising the appointment of a Resident Agent for the Crown Land Department in the *Madawaska* Settlement, in pursuance of which the nomination of Mr. *Francis Rice*, a Justice of the Peace of the County of *Carleton*, resident in that Settlement, to the above situation, took place accordingly by the usual Warrant under my signature.

22d December, 1845.

I have not failed to give my best attention to the correspondence between Lord *Metcalfe* and yourself, to which Your Excellency has adverted, from which it appears that His Lordship's letter, dated the 5th of May, 1845, must have shewn to Your Excellency the probability of the measure in question being sooner or later adopted, Lord *Metcalfe* having therein deprecated the intrusion of the authority of *New Brunswick*, or any change having that object in view, pending the settlement of the Boundaries of the two Provinces, in a Territory which had been shewn in a

New Brunswick Boundary Line.

former communication addressed by His Lordship to Your Excellency, on the 28th of April, 1845, was considered by the people of this Province to belong to *Canada*.

I sincerely trust that no such consequences as Your Excellency seems to anticipate will arise from this appointment, the sole object of which being to secure the rights and the interests of the Canadian population, within the limits in which they have an undoubted claim to the protection of their Government.

I have, &c.,
(Signed,) CATHCART.

His Excellency
Sir W. M. G. Colebrooke, K. H.
&c. &c. &c.

Extract from a Report of a Committee of the Honourable the Executive Council, dated 22d December, 1845, approved by His Excellency, the Administrator of the Government, in Council, on the 24th of the same month.

"On a letter from the Commissioner of Crown "Lands, dated the 16th instant, that the appoint- "ment of *Francis Rice*, Esquire, as Crown Land "Agent in the Territory of the *Madawaska*, may be "confirmed, with such a fixed and annual salary, "not exceeding £200, as the Commissioner may "think the nature of the services to be rendered will "warrant, &c.

"The Committee approve of the recommendation "of the Commissioner of Crown Lands, that an "Agent be appointed to dispose of the waste Lands "of the Crown in the Territory in question."

Certified.
(Signed,) E. PARENT.

To the Civil Secretary,
&c. &c. &c.

(Copy.)

Government House,
Montreal, 2d February, 1846.

Sir,

I have the honour to transmit to Your Excellency a letter which I have received from the Commissioner of Crown Lands in the Province of *Canada*, directing my attention to an extract of a communication received by him from *Francis Rice*, Esquire, Resident Agent for that Department in the *Madawaska* Settlement, and concurring in the view Mr. *Papineau* has taken of the subject, to request that Your Excellency will have the goodness to acquaint me as early as possible whether the proceedings therein referred to, on the part of the Authorities of *New Brunswick*, in a Territory always considered to be under the control of *Lower Canada*, are sanctioned by the Imperial Government.

In the event of such not being the case, and that no special instructions have been given to Your Excellency by Her Majesty's Government at home, to empower the Authorities of *New Brunswick* to adopt such immediate, and I may say premature measures, without any previous communication or understanding with the Executive Government of *Canada*, I must take upon myself, on the part of the Government of this Province, to submit to Your Excellency the expediency of causing the Surveys complained of in the documents herewith transmitted to be discontinued within the limits claimed by *Lower Canada*, until Her Majesty's pleasure on the subject of the Boundaries now in dispute between the two Provinces can be ascertained.

I take this occasion to make known to Your Excellency that Her Majesty having been advised to confer upon me the office of Governor General of Her British Provinces in *North America*, to be held in conjunction with my present command, I have received Her Majesty's command, on accepting the office, to publish the fact that I had become Lord *Metcalfe's* successor, and having already been sworn in as Administrator of the Government, that my authority as Governor General will in all substantial respects be the same, although the title alone will be wanting until my Commission arrives.

New Brunswick Boundary Line.

I have, &c.
(Signed,) CATHCART.

His Excellency,
Sir W. M. G. Colebrooke, K. H.,
&c., &c., &c.

(Copy.)

To His Excellency the Right Honourable *Charles Murray*, Earl of *Cathcart*, in the County of *Renfrew*, Administrator of the Government of the Province of *Canada*, &c., &c., &c.

My Lord,

I consider it my duty, humbly to call Your Excellency's attention to the enclosed abstract of a letter to this Department, from *Francis Rice*, Esquire, one of its Agents, dated *Temiscouata*, 29th December, 1845.

Your Excellency will see by that abstract, that the authorities in *New Brunswick* have actually been surveying land in *Canada*, under pretence of the execution of the fourth article of the Treaty of *Washington*. As I have been authorized, by Order in Council, to have the land surveyed and granted, I respectfully beg leave to submit whether it would not be advisable for your Excellency, to communicate with the Lieutenant Governor of *New Brunswick* on the subject of those Surveys, in order to ascertain whether such proceedings on the part of the *New Brunswick* authorities, in a Territory always considered under the control of *Lower Canada*, are sanctioned by the Imperial Government. By the answer I shall be guided in the steps to be taken in carrying out the Surveys, and other measures contemplated by the Order in Council of 6th November, 1845.

I have, &c.,
(Signed,) D. B. PAPINEAU,
C. C. L.

Crown Lands Office,
30th January, 1846.

(Copy.)

Extract of a letter from *Francis Rice*, Esquire, Crown Land Agent, *Madawaska*, dated the 29th December, 1845.

"I suppose you are aware, that the Government "of *New Brunswick* have appointed two Commis- "sioners to carry into effect the fourth Article of "the Treaty of *Washington*, that is, to grant free "titles to those who had settled on the Disputed "Territory six years previous to the date of said "Treaty. These gentlemen have arrived in *Mada- "waska*, in the month of April last, with four parties "of Surveyors, and have laid out the settlers' lots "from the Seigniory on the *Madawaska* River, down "to its outlet, and from that up to the *Saint Francis* "on the *Saint John* River."

(Copy.)

Fredericton, N. B.,
February 13th, 1846.

My Lord,

I have had the honour to receive Your Lordship's letter of the 2nd instant, enclosing to me a communication from Mr. *Papineau*, the Commissioner of Crown Lands in *Canada*, and from Mr. *Francis Rice*, a Resident Agent of his Department, at *Madawaska*, relative to the Surveys executed under the direction of the Commissioners appointed to carry into effect the 4th clause of the Treaty of *Washington*, and requesting to be informed if these proceedings are sanctioned by the Imperial Government.

New Brunswick Boundary Line.

I have, in reply, to inform Your Lordship, that the provisions of that Treaty were ordered by the Secretary of State for the Colonies to be carried into effect, and that the Commissioners appointed, and who are responsible for their proceedings, have from time to time made Reports which have been duly transmitted to the Secretary of State, accompanied by a Plan of the Surveys executed by them.

With respect to their Surveys having been carried into a Territory, which Your Lordship considered to be under the control of *Lower Canada*, I beg leave to observe, that the limits of the *Madawaska* Settlement, from whence Mr. *Rice* makes his Report, have never been defined, and as he has, for several years exercised jurisdiction in it as a Magistrate of this Province, an office he has not resigned, he is well aware of the fact, of which the framers of the Treaty were also cognizant, as appears from the 3rd clause, wherein the Settlers on the *St. John* and its Tributaries, were recognized to be inhabitants either of *Maine* or *New Brunswick*. On this point, I beg to refer Your Lordship to the Supplementary Report of the Surveyor General of *New Brunswick*, at page 10, enclosed in my letter to Lord *Metcalfe*, dated the 13th December, 1844.

As the Commissioners have suspended their operations during the winter season, there will be full time to receive Instructions from Her Majesty's Government before anything further can be done. They were simply instructed, in general terms, to carry the provisions of the Treaty into effect, pursuant to the orders of Her Majesty's Government, to whom it will become my duty to transmit the correspondence which I have held with your Lordship, and to request that no delay may occur in arresting the consequences of the conflicting Jurisdiction which has recently arisen between the Provinces.

I have, &c.

(Signed,) W. M. G. COLEBROOKE.

His Excellency
The Right Honourable
The Earl Cathcart, K. C. B.
&c., &c., &c.

Messages, &c. to be Printed.

Ordered, That the said Messages and the documents accompanying the same, be printed for the use of the Members of this House.

Married Women's Relief Bill.

Ordered, That Mr. *Cummings* have leave to bring in a Bill, to provide for the relief of married women, in certain cases.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time, on Monday next.

On motion of Mr. *Chauveau*, seconded by Mr. *Armstrong*,

Address, Lake St. Peter.

Resolved, That an humble Address be presented to His Excellency, the Administrator of the Government; praying that he will cause the proper Officer to lay before this House, 1st. Report of Survey of Lake *St. Peter*, by Mr. *Atherton*, civil engineer; 2nd. Report of Survey of the same by Mr. *David Vaughan*, the present Superintendent; 3rd. Report of Survey of the same, by Captain *Boxer*, Royal Navy; and, 4th, Copies of Contracts or Agreements entered into by the Board of Works, for boarding the men employed by them in Lake *St. Peter*, in the years 1843, 1844, 1845, and 1846.

Ordered, That the said Address be presented to His Excellency, the Administrator of the Government, by such Members of this House, as are of the Honourable the Executive Council of this Province.

Jews Relief Bill.

Ordered, That the Honourable Mr. *Moffatt* have leave to bring in a Bill, to amend the Act of *Lower Canada* therein mentioned, extending certain privileges to persons of the Jewish persuasion.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Toronto Hospital Bill.

Ordered, That Mr. *Boulton* have leave to bring in a Bill to incorporate the Trustees of the *Toronto* Hospital.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Wednesday the twenty-ninth instant.

Peterboro' Incorporation Bill.

Ordered, That Mr. *Hall* have leave to bring in a Bill to incorporate the town of *Peterborough*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Peterboro' and Port Hope Railway Bill.

Ordered, That Mr. *Hall* have leave to bring in a Bill to incorporate the *Peterborough* and *Port Hope* Railway Company.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Cobourg Manufacturing Bill.

Ordered, That Mr. *Meyers* have leave to bring in a Bill to incorporate the *Cobourg* Manufacturing Company.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Montreal and Kingston Railroad Bill.

Ordered, That Mr. *Macdonald* of *Glengary* have leave to bring in a Bill to incorporate the *Montreal* and *Kingston* Railroad Company.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

On motion of Mr. *Christie*, seconded by the Honourable Mr. *Aylwin*,

Address, Magdalen Islands.

Resolved, That this House do concur in the Address of the Honourable the Legislative Council to His Excellency, the Administrator of the Government, on the subject of the *Magdalen* Islands; that the blank therein be filled up with the words, "and Legislative Assembly," and that the said Address be signed by Mr. Speaker on behalf of this House.

Resolved, That a Message be sent to the Honourable the Legislative Council, acquainting their Honours that this House hath agreed to the Address to His Excellency, the Administrator of the Government, on the subject of the *Magdalen* Islands.

Ordered, That Mr. *Christie* do carry the said Message to the Legislative Council.

On motion of Mr. *Gowan*, seconded by Mr. *Hale*,

Orders of the Day.

Ordered, That from this day all measures standing on the Orders of the Day, be taken up according to the precedence they originally held, when placed on the Order of the Day Book.

Municipal Law, (L. C.)

Mr. *Stewart* of *Prescott*, from the Committee of the whole House, to consider the expediency of repealing the Municipal Law of *Lower Canada*, and of enacting another, with amendments and new provi-

sions, reported, according to Order, the Resolution of the said Committee, which Resolution was again read at the Clerk's table, and agreed to by the House, and is as followeth :—

Resolved, That it is expedient to repeal the present Municipal Law of *Lower Canada*, and to substitute other enactments in lieu thereof.

Bill. *Ordered*, That the Honourable Mr. *Papineau* have leave to bring in a Bill to repeal the Acts therein mentioned, and to amend the Law for the establishment of Local and Municipal Authorities in *Lower Canada*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Friday next.

School Act. Mr. *Stewart* of *Bytown*, from the Committee of the whole House, to consider the expediency of repealing the Provincial Statute of the 8th *Victoria*, cap. 41, commonly called "The School Act," and of enacting another, with amendments and new dispositions, reported, according to Order, the Resolution of the said Committee, which Resolution was again read at the Clerk's table, and agreed to by the House, and is as followeth :—

Resolved, That it is expedient to repeal the Provincial Statute of the 8th *Victoria*, cap. 41, commonly called "The School Act," and to enact other provisions in lieu thereof.

School Bill, (L. C.) *Ordered*, That the Honourable Mr. *Papineau* have leave to bring in a Bill, to repeal certain Enactments therein mentioned, and to make better provision for Elementary Instruction in *Lower Canada*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time, on Tuesday the twenty-eighth instant.

Bible Christians Relief Bill. The Order of the Day for the second reading of the Bill to extend the benefit of a certain Act of the Parliament of *Upper Canada* therein mentioned, to the Ministers of the denomination calling themselves "Bible Christians;" and also to extend the benefit of the said Act, to a certain other denomination styling themselves "Christians," being read;

The said Bill was accordingly read, and ordered to be engrossed.

Temperance Houses Bill, (U. C.) The Order of the Day for the second reading of the Bill, to enable the District Councils in *Upper Canada* to regulate Temperance Houses, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House, to-morrow.

St. Lawrence and Atlantic Railroad Bill. The Order of the Day for the second reading of the Bill, to amend the Act incorporating the *St. Lawrence* and *Atlantic* Railroad Company, being read;

The said Bill was read accordingly.

Ordered, That the Standing Rule of this House, requiring the payment of twenty pounds on the said Bill, be dispensed with, the same having been paid on the original Bill.

Ordered, That the said Bill be referred to the Select Committee on Railroads.

Despatches, (Railroads.) *Ordered*, That the several Despatches of the Right Honourable *W. E. Gladstone*, on the subject of Railroads, be referred to the said Committee.

Wolfe Island Railroad Bill. The Order of the Day for the second reading of the Bill to incorporate the *Wolfe Island*, *Kingston*, and *Toronto* Railroad Company, being read;

Ordered, That the said Bill be read a second time on Thursday next.

Montreal and Lachine Railroad Bill. The Order of the Day for the second reading of the Bill to incorporate the *Montreal* and *Lachine* Railroad Company, being read;

The said Bill was accordingly read, and referred to the Select Committee on Railroads.

Notarial Titles Bill, (L. C.) The Order of the Day for the House in Committee on the Bill to remove all doubts as to the validity of certain Deeds, Instruments, and Documents, executed before Notaries in *Lower Canada*, and to secure the Rights, Titles, and Interests of all persons concerned therein, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Seymour* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair,

And Mr. *Seymour* reported back the Bill to the House.

Resolved, That the said Bill be referred to a Select Committee, composed of Mr. Solicitor General *Taschereau*, the Honourable Mr. *Aylwin*, Mr. *Chabot*, Mr. *Drummond*, and Mr. *Chauveau*, to report thereon with all convenient speed; with power to send for persons, papers, and records.

Magdalen Islands Bill. The Order of the Day for the House in Committee on the Bill relating to the *Magdalen* Islands, in the Gulf *St. Lawrence*, and to enable the Inhabitants, householders thereof, to establish a Municipal Council in the said Islands, being read;

Ordered, That the said Order of the Day be postponed until Thursday next.

Commercial Bank Charter Amendment Bill. The Order of the Day for the second reading of the Bill to amend an Act, intituled, "An Act to "extend the Charter of the Commercial Bank of the "*Midland* District, and to increase its capital stock," being read;

The said Bill was accordingly read, and referred to the Standing Committee on Private Bills.

Sheriff's Poundage Bill. The Order of the Day for the second reading of the Bill to regulate the Poundage to be received by Sheriffs on Executions, and for other purposes therein mentioned, being read;

Ordered, That the said Bill be read a second time on Thursday next.

Bathurst School Monies Bill. The Order of the Day for the second reading of the Bill to enable the District of *Bathurst* to receive the School Monies apportioned to it, in the year one thousand eight hundred and forty-five, notwithstanding the failure of the District Council to levy an equal sum, being read;

Ordered, That the said Bill be read a second time on Thursday next.

Motion to adjourn. The Honourable Mr. *Aylwin* moved, seconded by Mr. *Johnston*, that the House do now adjourn.

The Question having been put upon the said motion, a division ensued, and it passed in the negative.

Bronté Harbor Bill. The Order of the Day for the second reading of the Bill to revive and extend an Act of the Parliament of *Upper Canada*, 3rd *Victoria*, chap. 33, intituled, "An Act to incorporate certain persons, under "the name and style of the President, Directors, and "Company, of the *Bronté* Harbour," being read;

The said Bill was accordingly read, and ordered to be Engrossed.

Orders of the Day. The Honourable Mr. *Aylwin* moved, seconded by the Honourable Mr. *La Fontaine*, that the remaining Orders of the Day be postponed until to-morrow.

The Question having been put upon the said motion, a division ensued, and the names being called for, they were taken down, as followeth :—

Orders of the Day.

YEAS.

Messieurs *Aylwin, Baldwin, Berthelot, Bertrand, Chabot, Chauveau, DeWitt, Drummond, Johnston, LaFontaine, Lantier, Macdonell* of STORMONT, *Nelson* and *Price.*—(14.)

NAYS.

Messieurs *Cauchon, Cayley, Chalmers, Daly,* Attorney General *Draper, Gowan, Hale, Hall, Macdonald* of KINGSTON, *Macdonell* of DUNDAS, *Moffatt, Monro, Robinson, Roblin, Seymour, Sherwood* of BROCKVILLE, *Stewart* of BYTOWN, *Viger* and *Webster.*—(19.)

So it passed in the negative.

Chiefs and Warriors.

The Order of the Day for the House in Committee on the Report of the Select Committee, to which was referred the Petition of *Wishe Tegarehontie* and others, Chiefs and Warriors, *Iroquois, Algonquins,* and *Nepissings,* of *St. Regis* and other places, being read;

Adjournment.

Mr. *Chabot* moved, seconded by Mr. *Bertrand,* that the House do now adjourn, and that the remaining Orders of the Day be postponed until to-morrow.

The Question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Aylwin, Baldwin, Berthelot, Bertrand, Cauchon, Chabot, Chauveau, DeWitt, Drummond, Johnston, Lacoste, LaFontaine, Lantier, Macdonell* of STORMONT, and *Price.*—(15.)

NAYS.

Messieurs *Cayley, Chalmers, Daly,* Attorney General *Draper, Foster, Gowan, Hale, Hall, Macdonald* of KINGSTON, *Macdonell* of DUNDAS, *Moffatt, Monro, Robinson, Roblin, Seymour, Sherwood* of BROCKVILLE, *Stewart* of BYTOWN, *Viger* and *Webster.*—(19.)

So it passed in the negative.

The Honourable Mr. *Aylwin* moved, seconded by Mr. *Chabot,* that the House do now adjourn, and that the remaining Orders of the Day be postponed until to-morrow.

The Question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Aylwin, Baldwin, Berthelot, Bertrand, Cauchon, Chabot, Chauveau, DeWitt, Drummond, Johnston, Lacoste, LaFontaine, Lantier, Macdonell* of STORMONT, *Price* and *Roblin.*—(16.)

NAYS.

Messieurs *Cayley, Chalmers, Daly,* Attorney General *Draper, Foster, Gowan, Hale, Hall, Macdonald* of KINGSTON, *Macdonell* of DUNDAS, *Moffatt, Monro, Powell, Robinson, Seymour, Sherwood* of BROCKVILLE, *Stewart* of BYTOWN, *Viger* and *Webster.*—(19.)

So it passed in the negative.

Mr. *Johnston* moved, seconded by the Honourable Mr. *Aylwin,* that the House do now adjourn, and that the remaining Orders of the Day be postponed until to-morrow.

The Question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Aylwin, Baldwin, Berthelot, Bertrand, Cauchon, Chabot, Chauveau, DeWitt, Drummond, Johnston, Lacoste, LaFontaine, Lantier, Macdonell* of STORMONT, and *Price.*—(14.)

NAYS.

Messieurs *Cayley, Chalmers, Daly,* Attorney General *Draper, Foster, Gowan, Hale, Hall, Lantier, Macdonald* of KINGSTON, *Macdonell* of DUNDAS, *Moffatt, Monro, Robinson, Roblin, Seymour, Sherwood* of BROCKVILLE, *Stewart* of BYTOWN, *Viger* and *Webster.*—(20.)

Adjournment.

So it passed in the negative.

Mr. *Cauchon* moved, seconded by the Honourable Mr. *Aylwin,* that the House do now adjourn, and that the remaining Orders of the Day be postponed until to-morrow.

The Question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Aylwin, Chabot, Chauveau, DeWitt,* and *Johnston.*—(5.)

NAYS.

Messieurs *Cayley, Chalmers, Daly,* Attorney General *Draper, Foster, Gowan, Hale, Hall, Lantier, Macdonald* of KINGSTON, *Macdonell* of DUNDAS, *Moffatt, Monro, Powell, Robinson, Roblin, Seymour, Sherwood* of BROCKVILLE, *Stewart* of BYTOWN, *Viger* and *Webster.*—(21.)

So it passed in the negative.

Mr. *Chauveau* moved, seconded by Mr. *Chabot,* that the House do now adjourn, and that the remaining Orders of the Day be postponed until to-morrow.

The Question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Aylwin, Bertrand, Cauchon, Chabot, Chauveau, DeWitt,* and *Johnston.*—(7.)

NAYS.

Messieurs *Cayley, Chalmers, Daly,* Attorney General *Draper, Foster, Gowan, Hale, Hall, Lantier, Macdonald* of KINGSTON, *Macdonell* of DUNDAS, *Moffatt, Monro, Powell, Robinson, Roblin, Seymour, Sherwood* of BROCKVILLE, *Stewart* of BYTOWN, *Viger* and *Webster.*—(21.)

So it passed in the negative.

Chiefs and Warriors.

The Order of the Day for the House in Committee, on the Report of the Select Committee, to which was referred the Petition of *Wishe Tegarehontie* and others, Chiefs and Warriors, *Iroquois, Algonquins,* and *Nepissings* of *St. Regis,* and other places, being again read;

The House accordingly resolved itself into the said Committee.

Mr. *Webster* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair,

And Mr. *Webster* reported that the Committee had passed an humble Address to the Queen's Most Excellent Majesty, which Address was again read at the Clerk's table, and agreed to by the House, and is as followeth:—

Address to Her Majesty.

To the Queen's Most Excellent Majesty,

MOST GRACIOUS SOVEREIGN,

We, your Majesty's dutiful and loyal subjects, the Legislative Assembly of *Canada,* in Provincial Parliament assembled, respectfully beg leave to approach Your Majesty with unfeigned devotion to Your Majesty's Throne and Person, and to represent that we have received a Petition from certain Indian Tribes inhabiting this portion of your Majesty's Dominions, acquainting us, that it is the intention of your Majesty's Government, to discontinue to their descendants, who shall be born after the first day of May next, those annual allowances and equipments, termed presents, which have hitherto been issued to them and their forefathers, by your Majesty's Illustrious Predecessors, and beseeching us to address your Majesty in their behalf, to continue the issuing of the same as heretofore.

We further humbly represent to your Majesty, that on enquiry and examination of the subject, it

Address to Her Majesty.

seems to us that a pledge was given and renewed from the remotest periods of British supremacy in *North America*, on which the Indians have relied in advancing their present claim, and that these presents contribute most essentially to their comfort and even necessary support.

We further humbly submit to your Majesty, that in our opinion, the discontinuance of these allowances will be regarded by the Indians as a breach of a sacred compact entered into for their benefit, and that it will render them discontented, and we fear will affect their loyalty and present devotion to the Crown of *England*, and the Person of your Majesty.

We, therefore, with all humility, venture to submit to your Majesty, that we should not be discharging our duty to your Majesty, or towards this interesting race, (not the least important in this portion of the western hemisphere, a bright portion indeed of your Majesty's dominions,) were we to omit most respectfully soliciting upon this occasion, that your Majesty will be graciously pleased to interpose and prevent the discontinuance of these allowances to the aborigines of British *North America*, and their descendants.

Ordered, That the said Address be engrossed.

Railways Bill.

The Order of the Day for the second reading of the Bill to consolidate in one Act certain provisions usually inserted in Acts authorizing the making of Railways, being read;

Ordered, That the said Bill be read a second time, on Monday next.

Gloucester Gore Bill.

The Order of the Day for the third reading of the Engrossed Bill from the Legislative Council, intituled, "An Act for defining and establishing the "course of the side lines of lots in the Gore of the "Township of *Gloucester*, in the District of *Dal-*"*housie*," being read;

The said Bill was read accordingly.

Resolved, That the Bill do pass.

Ordered, That Mr. *Stewart* of *Bytown* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath passed the same, without any amendment.

Orders Postponed.

Ordered, That the remaining Orders of the Day be postponed until to-morrow, and that the House do now adjourn.

The House then adjourned.

Martis, 21° *die Aprilis.*

ANNO NONO, VICTORIÆ REGINÆ, 1846.

Deputy Serjeant-at-Arms.

MR. *CHRISTIE* moved, seconded by the Honourable Mr. Attorney General *Smith*, that Mr. *André Leroux dit Cardinal*, do act as Deputy to the Serjeant-at-Arms, during his temporary absence, on the business of this House.

The Question having been put on the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Armstrong, Berthelot, Bertrand, Chabot, Chauveau, Christie, Colvile, Daly, DeWitt, Dickson, Drummond, Hale, Jobin, LaFontaine, Lantier, Laterrière, Laurin, Macdonell* of STORMONT, *Méthot, Papineau, Powell, Price, Roblin, Rousseau,* Attorney General *Smith, Taché, Thompson* and *Viger*.—(28.)

NAYS.

Messieurs *Aylwin, Baldwin, Boulton, Brooks, Cayley, Chalmers, Cummings,* Attorney General *Draper, Duggan, Ermatinger, Foster, Gowan, Hall, LeBoutillier, Macdonald* of GLENGARY, *Macdonald* of KINGSTON, *M'Connell, Meyers, Moffatt, Monro, Murney, Petrie, Riddell, Robinson, Scott, Seymour, Sherwood* of BROCKVILLE, *Smith* of FRONTENAC, *Stewart* of BYTOWN, *Stewart* of PRESCOTT, *Webster, Williams* and *Woods*.—(33.)

So it passed in the negative.

Deputy Serjeant-at-Arms.

West Halton Election.

A Petition of *John O. Hatt*, of the Town of *Hamilton*, Esquire, Chairman of the Commission appointed to receive evidence, in the matter of the Contested Election for the West Riding of *Halton*, was presented to the House by Mr. *Williams*, and the same was received and read, setting forth:—

That your Petitioner, during the last Session of your Honourable House, had the honour of receiving a warrant under the hand and seal of the Speaker of your Honourable House, appointing your Petitioner, together with *Samuel Black Freeman*, and *Miles O'Reilly*, Esquires, Commissioners, for the purpose of examining the witnesses of the Parties, in the matter of the Controverted Election for the West Riding of the County of *Halton;* that your Petitioner had the honour of being named Chairman of that Commission—that in pursuance of the Orders of your Honourable House, your Petitioner, at much inconvenience, feeling bound to obey the same, entered upon the duties of the said Commission. Before entering thereon, your Petitioner took and subscribed the oath required by the Act of the Legislature of the late Province of *Upper Canada*, passed in the eighth year of the Reign of his late Majesty, King *George* the Fourth, intituled, "An Act to continue "and amend the Law now in force for the trial of "Controverted Elections" in the schedule to the said Act marked A, thereunto annexed, in the presence of the other Commissioners, *Miles O'Reilly* and *Samuel Black Freeman* and others then present; that after taking and subscribing the said oath, your Petitioner administered the oath to the said Commissioners, *Miles O'Reilly* and *Samuel Black Freeman*, and also the oath required by the Act, to *Robert Nichol Law*, the Clerk appointed to the said Commission, who severally subscribed the said oaths in the presence of your Petitioner. That your Petitioner, together with the said Commissioners, then proceeded to take the evidence adduced by the said parties to the said Controverted Election; that after taking the said evidence, and examining all the witnesses adduced and named in the lists furnished by your Honourable House, and called by the parties to the said Controverted Election, your Petitioner, with the other Commissioners, *Miles O'Reilly* and *Samuel Black Freeman*, then caused a copy of the Minutes of their proceedings and the evidence so taken by them, to be made, and after comparing the same, immediately and without any possible delay, transmitted the same, certified, under their hands and seals, forthwith to the Speaker of your Honourable House, to be disposed as by law is required. That your Petitioner, since executing the said Commission, has received from your Honourable House, an order directing your Petitioner, and the other Commissioners, forthwith to attend at the Bar of your Honourable House, to answer certain neglect therein alleged to have been committed by them, for not having complied with the orders of your Honourable House, and the Statute, in conducting their proceedings under the Commission, upon which your Petitioner and the other Commissioners acted; and that the said Commissioners should bring with them the original Minutes of their proceedings, taken under the said Commission. That your Petitioner, upon reviewing the proceedings had under that Commission, cannot perceive that your Petitioner and

West Halton Election.

his Brother Commissioners have been guilty of any neglect in the discharge of the onerous duties imposed upon them by your Honourable House, which they felt, on receipt of the order of your Honourable House, they were in duty bound to perform, although at a great personal sacrifice. That your Petitioner, and *Samuel Black Freeman*, are now in attendance at the Bar of your Honourable House, in obedience to its orders, and have with them the original Minutes of their proceedings, and the evidence taken therewith. That your Petitioner has endeavoured, to the best of his ability, to perform the duties required of him by your Honourable House, under the solemn oath taken before entering upon the said Commission, and has in all respects, in the opinion of your Petitioner, complied with the orders of your Honourable House, and the Statute under which the said Commissioners and your Petitioner acted. Your Petitioner would therefore humbly pray, your Honourable House would direct your Petitioner to be relieved from further attendance at the Bar of your Honourable House.

A Petition of *Samuel Black Freeman*, Esquire, one of the Commissioners appointed to receive evidence in the matter of the Contested Election for the West Riding of *Halton*, was presented to the House by Mr. *Williams*, and the same was received and read, setting forth:—

That he, and the other Commissioners and Clerk, took the oaths prescribed by law in that behalf, before proceeding to business, and that he afterwards, in every respect, conformed to and obeyed the provisions of the law and the command of the Warrant of the Speaker of your Honourable House, to take and receive evidence in the matter of the Controverted Election of *West Halton*, to the best of his knowledge and judgment. He therefore prays that your Honourable House will be graciously pleased to discharge him.

Petitions laid on the table.

The following Petitions were severally brought up and laid on the table.

By Mr. *Scott*,—The Petition of *John Oswald* and others, inhabitants of the Parish of *St. Augustin*, in the County of *Two Mountains;* the Petition of *L. E. Globensky* and others, of the Parish of *Ste. Scholastique*, in the County of *Two Mountains;* and the Petition of *William Morrin*, Esquire, and others, of the Parish of *St. Augustin*, in the County of *Two Mountains.*

By the Honourable Mr. Attorney General *Smith*,—The Petition of *Charles C. Cotton* and others, of *Shefford* and other Townships, in the Districts of *Shefford*, and of *Saint Johns;* the Petition of *William Baker* and others, Trustees of the *Dunham* Academy; and the Petition of *Andrew Billing* and others, of the Township of *Sutton*, in the County of *Missisquoi.*

By the Honourable Mr. *Baldwin*,—The Petition of *Hosea Shaw* and others, of *Brock* and other Townships, in the *Home* District.

By Mr. *Lantier*,—The Petition of *Philip Hoofstetter* and others, of the Parish of *St. Joseph de Soulanges*, in the County of *Vaudreuil.*

By Mr. *Woods*,—The Petition of the Reverend *William H. Hobson* and others, members of the United Church of *England* and *Ireland*, in the Parish of *Chatham*, in the Diocese of *Toronto.*

By Mr. *Macdonald*, of *Glengary*,—The Petition of the Reverend *William Fraser* and others, inhabitants of the Settlement of *Breadalbane, Glengary.*

By Mr. *Meyers*,—The Petition of the Reverend *J. Wilson* and others, members of the United Church of *England* and *Ireland*, in the Mission of *Colborne* and *Grafton*, in the Diocese of *Toronto.* Petitions laid on the table.

By Mr. *Webster*,—The Petition of *James Hamilton* and others, of *Dumfries, Waterloo*, and other Townships.

By Mr. *Monro*,—The Petition of *William Armstrong* and others, members of the United Church of *England* and *Ireland*, in the Townships of *Markham* and *Vaughan*, in the Diocese of *Toronto.*

By Mr. *Cummings*,—The Petition of the Reverend *William Leeming* and others, members of the United Church of *England* and *Ireland*, in *Stamford*, in the Parish of *Chippewa*, in the Diocese of *Toronto.*

By Mr. *Powell*,—The Petition of *Phillip Austin*, President, and *James Covernton*, Secretary of the *Talbot* District Agricultural Society.

By Mr. *Smith* of *Wentworth*,—The Petition of the Reverend *John Harbin* and others, the Ministers and Members of the "*New Jerusalem* Church."

By Mr. *Laurin*,—The Petition of *S. F. Goudreault*, Esquire, and others, of the Parish of *St. Jean des Chaillons*, in the County of *Lotbinière;* and the Petition of *Jean Baptiste Laliberté*, Lieutenant in the First Battalion of Militia of the County of *Lotbinière.*

By Mr. *Gowan*,—The Petition of *Frederick Mack* and others, members of the United Church of *England* and *Ireland*, in *Amherstburgh* and its vicinity, in the Diocese of *Toronto;* and the Petition of *Robert Ferguson* and others, of *Kitley*, and other Townships, in the County of *Leeds.*

By Mr. *Hale*,—The Petition of *Archibald Campbell*, Esquire, and others, of the City of *Quebec.*

By Mr. *Boulton*,—The Petition of *H. B. Willson* and others, members of the United Church of *England* and *Ireland* in the Township of *Hamilton*, in the *Gore* District, in the Diocese of *Toronto;* and the Petition of *John O. Hatt* and others, members of the United Church of *England* and *Ireland* in the Town of *Hamilton*, in the Diocese of *Toronto.*

By Mr. *Chabot*,—The Petition of *Julien Chouinard*, Esquire, and others, of the City of *Quebec.*

An Engrossed Bill to extend the benefit of a certain Act of the Parliament of *Upper Canada*, therein mentioned, to the Ministers of the denomination calling themselves "Bible Christians;" and also, to extend the benefit of the said Act to a certain other denomination styling themselves "Christians," was read for the third time. "Bible Christians" Relief Bill.

Resolved, That the Bill do pass.

Ordered, That Mr. *Williams* do carry the said Bill to the Legislative Council, and desire their concurrence.

An Engrossed Bill to revive and extend an Act of the Parliament of *Upper Canada*, 3d *Victoria*, chap. 33, intituled, "An Act to incorporate certain persons "under the name and style of the President, Direc- "tors, and Company of the *Bronté* Harbour," was read for the third time. Bronté Harbour Bill.

Resolved, That the Bill do pass.

Ordered, That Mr. *Chalmers* do carry the said Bill to the Legislative Council, and desire their concurrence.

Ordered, That the Petition of *Jean Villers*, Esquire, and others, of the Parish of *St. Louis de Lotbinière*, in the County of *Lotbinière*, in the District of *Quebec*, be referred to the Select Committee, to which was referred the Petition of *Julien Demers*, Esquire, and others, of the Parishes of *Ste. Croix* and *St. Flavien*, in the County of *Lotbinière*, and other references. Petition of J. Villers, Esq., et al. referred.

Middlesex Election.

Mr. *Dickson*, Chairman of the Select Committee, appointed to try the merits of the Petition of *William Notman*, Esquire, of *Dundas*, in the *Gore* District, complaining of the undue Election and Return of *Edward Ermatinger*, Esquire, to represent the County of *Middlesex*, in this present Parliament; reported that the Committee met this day, pursuant to adjournment, but were unable to proceed to business, in consequence of the absence of Messieurs *Seymour*, *Lacoste*, *M^c Connell* and *Williams*.

Members to attend To-morrow.

Ordered, That Mr. *Seymour*, Member for the County of *Lennox* and *Addington*, Mr. *Lacoste*, Member for the County of *Chambly*, Mr. *M^c Connell*, Member for the County of *Stanstead*, and Mr. *Williams*, Member for the County of *Durham*, do severally attend in their places in this House to-morrow.

Address, King's College.

Mr. *Price* moved, seconded by the Honourable Mr. *Baldwin*, that an humble Address be presented to His Excellency, the Administrator of the Government; praying that His Excellency will be pleased to cause to be laid before this House, copy of any charge or charges that may have been made to the Chancellor of the University of King's College, for the time being, since the opening of the University, against any of the members of the College Council, with their answers to such charge or charges, and all documents connected with the same.

Amendment.

Mr. *Boulton* moved in amendment, seconded by the Honourable Mr. *Aylwin*, that the following words be added to the said motion: "And also all "communications that have taken place between "His Excellency, as Chancellor of the University "of King's College, and the said College, with the "answers thereto, as also any correspondence from "other institutions in this Province, in reference to "King's College."

The Question having been put upon the motion of amendment, it was agreed to unanimously.

The Question being then put on the main motion, as amended, it was also agreed to, and

Resolved, Accordingly.

Ordered, That the said Address be presented to His Excellency, the Administrator of the Government, by such Members of this House as are of the Honourable the Executive Council of this Province.

Fish Protection Bill, (U. C.)

Ordered, That Mr. *Dickson* have leave to bring in a Bill to prevent persons Fishing with Nets on the shores of Lakes in *Upper Canada*, from the tenth of June to the first of September, in each year.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Printed.

Ordered, That the Petition of *James Ferrier*, Esquire, Mayor, and others, Members of the Municipal Council of the City of *Montreal*, be Printed for the use of the Members of this House.

On motion of the Honourable Mr. *Robinson*, seconded by the Honourable Mr. *Moffatt*,

Railroads.

Resolved, That the Quorum of the Select Committee on Railroads be reduced to Five, the House having granted leave of absence to Mr. *Prince* and Mr. *Cameron*.

West Halton Election.

The Order of the House for the appearance of *John Ogilvie Hatt* and *Samuel Black Freeman*, Esquires, Commissioners appointed to receive evidence on the Contested Election for the West Riding of the County of *Halton*, at the Bar of this House, being read;

West Halton Election.

The said Commissioners were accordingly called, and appeared at the Bar of the House.

John Ogilvie Hatt, Esquire, interrogated.

Have you anything further to state in extenuation of your conduct, than that embraced in your Petition to this House this day?—I have nothing further to state to this Honourable House.

Samuel Black Freeman, Esquire, interrogated.

Have you anything further to state in extenuation of your conduct, than that embraced in your Petition to this House this day?—Nothing further.

Ordered, That *John Ogilvie Hatt*, and *Samuel Black Freeman*, Esquires, be directed to withdraw.

Mr. *Hatt* and Mr. *Freeman* then withdrew.

The Honourable Mr. *Baldwin* moved, seconded by Mr. *Price*, that the Chairman of the Select Committee, appointed to try the merits of the Petition against the Election and Return of the Sitting Member for the West Riding of *Halton*, be directed to attend in his place, with the Commission to take evidence, issued in that matter, and the Return to the same.

The Question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Armstrong*, *Baldwin*, *Berthelot*, *Bertrand*, *Boutillier*, *Chauveau*, *Desaunier*, *DeWitt*, *Franchère*, *Jobin*, *LaFontaine*, *Lantier*, *Laterrière*, *Laurin*, *Leslie*, *Macdonell* of Stormont, *Merritt*, *Méthot*, *Price*, *Rousseau*, *Taché*, and *Thompson*.—(22.)

NAYS.

Messieurs *Aylwin*, *Boulton*, *Brooks*, *Cayley*, *Chabot*, *Chalmers*, *Christie*, *Colvile*, *Cummings*, *Daly*, *De Bleury*, *Dickson*, Attorney General *Draper*, *Drummond*, *Duggan*, *Ermatinger*, *Foster*, *Gowan*, *Hale*, *Hall*, *Johnston*, *Lacoste*, *LeBoutillier*, *Macdonald* of Cornwall, *Macdonald* of Kingston, *Macdonell* of Dundas, *M^c Connell*, *Meyers*, *Moffatt*, *Monro*, *Murney*, *Papineau*, *Petrie*, *Riddell*, *Robinson*, *Roblin*, *Scott*, *Seymour*, *Sherwood* of Brockville, Solicitor General *Sherwood*, *Smith* of Frontenac, Attorney General *Smith*, *Smith* of Wentworth, *Stewart* of Bytown, *Stewart* of Prescott, Solicitor General *Taschereau*, *Viger*, *Williams*, and *Woods*.—(49.)

So it passed in the negative.

Mr. *Williams* moved, seconded by Mr. *Chalmers*, that the Order of this House of yesterday, for the appearance of *John Ogilvie Hatt* and *Samuel B. Freeman*, Esquires, Commissioners appointed to take and receive evidence in the matter of the Contested Election for the West Riding of the County of *Halton*, at the Bar of the House, be discharged; and they be admonished and discharged.

Mr. *Sherwood* of *Brockville* moved, in amendment, seconded by Mr. *Merritt*, that all the words after the word "That," in the said motion, be struck out, and the following substituted, "The said *John Ogilvie* "*Hatt*, and *William Black Freeman*, Esquires, be "discharged, and that the Clerk of the House be "directed to refund to them the amount of expenses "incurred by them in obeying the Order of the "House."

The Question having been put upon the motion of amendment, a division ensusd, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Boulton*, *Brooks*, *Dickson*, *Ermatinger*, *Hale*, *Hall*, *Macdonald* of Cornwall, *Macdonald* of Kingston, *Merritt*, *Meyers*, *Moffatt*, *Riddell*, *Robinson*, *Sherwood* of Brockville, *Smith* of Frontenac, *Thompson*, *Webster*, and *Woods*.—(18.)

NAYS.

Messieurs *Armstrong*, *Aylwin*, *Baldwin*, *Berthelot*, *Bertrand*, *Boutillier*, *Cauchon*, *Cayley*, *Chabot*, *Chalmers*, *Chauveau*, *Christie*, *Colvile*, *Cummings*, *De*

West Halton Election.

Bleury, Desaunier, DeWitt, Attorney General *Draper, Drummond, Duggan, Foster, Franchère, Gowan, Jobin, Lacoste, La Fontaine, Lantier, Laterrière, Laurin, LeBoutillier, LeMoine, Leslie, Macdonell* of DUNDAS, *M'Connell, Méthot, Monro, Murney, Nelson, Papineau, Powell, Petrie, Price, Roblin, Rousseau, Seymour,* Solicitor General *Sherwood,* Attorney General *Smith, Smith* of WENTWORTH, *Stewart* of BYTOWN, *Stewart* of PRESCOTT, *Taché, Viger,* and *Williams.*—(53.)

So it passed in the negative.

Mr. *Boulton* moved in amendment, to the main motion, seconded by Mr. *Smith* of *Frontenac,* that the words "admonished and," in the said motion, be struck out.

The Question having been put upon the motion of amendment, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Boulton, Brooks, Cayley, Colvile, Cummings, De Bleury, Dickson, Drummond, Ermatinger, Foster, Hale, Hall, Macdonald* of CORNWALL, *Macdonald* of GLENGARY, *Macdonald* of KINGSTON, *Macdonell* of DUNDAS, *M'Connell, Merritt, Meyers, Moffatt, Monro, Riddell, Robinson, Seymour, Sherwood* of BROCKVILLE, *Smith* of FRONTENAC, *Smith* of WENTWORTH, *Stewart* of BYTOWN, *Stewart* of PRESCOTT, *Thompson, Webster,* and *Woods.*—(32.)

NAYS.

Messieurs *Armstrong, Aylwin, Baldwin, Berthelot, Bertrand, Boutillier, Cauchon, Chabot, Chalmers, Chauveau, Christie, Desaunier, DeWitt,* Attorney General *Draper, Duggan, Franchère, Gowan, Jobin, Lacoste, LaFontaine, Lantier, Laterrière, Laurin, LeBoutillier, LeMoine, Leslie, Méthot, Murney, Nelson, Papineau, Powell, Petrie, Price, Roblin, Rousseau, Scott,* Solicitor General *Sherwood,* Attorney General *Smith, Taché,* Solicitor General *Taschereau, Viger,* and *Williams.*—(42.)

So it passed in the negative.

The Question being then put on the main motion, the House divided thereon, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Armstrong, Aylwin, Baldwin, Berthelot, Bertrand, Boutillier, Cauchon, Cayley, Chabot, Chalmers, Chauveau, Christie, Colvile, DeBleury, Desaunier, DeWitt,* Attorney General *Draper, Duggan, Franchère, Gowan, Hale, Jobin, Lacoste, LaFontaine, Lantier, Laterrière, Laurin, LeBoutillier, LeMoine, Leslie, Macdonell* of DUNDAS, *Méthot, Murney, Nelson, Papineau, Powell, Petrie, Price, Rousseau, Scott,* Solicitor General *Sherwood,* Attorney General *Smith, Taché,* Solicitor General *Taschereau, Viger,* and *Williams.*—(46.)

NAYS.

Messieurs *Boulton, Brooks, Cummings, Dickson, Ermatinger, Foster, Hall, Macdonald* of CORNWALL, *Macdonald* of GLENGARY, *M'Connell, Merritt, Meyers, Moffatt, Monro, Riddell, Robinson, Roblin, Seymour, Sherwood* of BROCKVILLE, *Smith* of FRONTENAC, *Smith* of WENTWORTH, *Stewart* of BYTOWN, *Stewart* of PRESCOTT, *Thompson, Webster,* and *Woods.*—(26.)

So it was carried in the affirmative, and

Ordered, Accordingly.

Mr. Speaker acquainted the House that he intended addressing the Commissioners in the words following: viz.

John Ogilvie Hatt and *Samuel Black Freeman,* Esquires,

You are no doubt aware of the importance of the adjudication of the Election Committee, as well as of this House, in the present matter. It is the more so, that the effect of the neglect of duty on your part on the Election contested, may not be eventually in every respect within the power of the House.

West Halton Election.

It is therefore my duty to admonish you, by Order of the House, for the better guidance in future, as well of yourselves as of others, and having done so, I intimate to you the further Order of the House that you be discharged from further attendance.

Ordered, That *John Ogilvie Hatt,* Esquire, and *Samuel Black Freeman,* Esquire, do now attend at the Bar of the House.

The said *John Ogilvie Hatt,* Esquire, and *Samuel Black Freeman,* Esquire, were then called to the Bar of the House, and admonished by Mr. Speaker, and discharged.

Then they withdrew.

On motion of the Honourable Mr. *Cayley,* seconded by the Honourable Mr. Attorney General *Smith,*

Ordered, That the Order of the Day for the House in Committee to take into consideration the propriety of amending the Act 6 *Vic.* cap. 31, and the Schedule of Duties granted by 8 *Vic.* cap. 3, be now called. 6 Vic. cap. 31, and 8 Vic. cap. 3.

The Order of the Day for the House in Committee to take into consideration the propriety of amending the Act 6 *Vic.* cap. 31, and the Schedule of Duties granted by 8 *Vic.* cap. 3, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Méthot* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair,

And Mr. *Méthot* reported that the Committee had come to several Resolutions, which he was directed to submit to the House whenever it shall be pleased to receive the same, and that he was further directed by the Committee to move for leave to sit again.

Ordered, That the Report be received to-morrow.

Ordered, That the Committee have leave to sit again on Friday next.

The Order of the Day for the House in Committee on the Bill for the better establishment and maintenance of Common Schools in *Upper Canada,* being read; Common School Bill, (U. C.)

The House accordingly resolved itself into the said Committee.

Mr. *Chabot* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair,

And Mr. *Chabot* reported that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Ordered, That the remaining Orders of the Day be postponed until to-morrow. Orders postponed.

Then, on motion of the Honourable Mr. Attorney General *Draper,* seconded by Mr. *Hall,*

The House adjourned.

Mercurii, 22° die Aprilis.

ANNO NONO, VICTORIÆ REGINÆ, 1846.

THE following Petitions were severally brought up and laid on the table. Petitions laid on the Table.

By Mr. *Macdonell* of *Dundas,*—The Petition of *John A. Pierce* and others, who have purchased portions of the lands of the late Captain *William Duncan,* of *Williamsburg,* in the County of *Dundas.*

Petitions laid on the Table.

By Mr. *Merritt*,—The Petition of *Joseph Browitt*, and others, of *Dereham* and other Townships, in the District of *Brock*.

By the Honourable Mr. *Aylwin*,—The Petition of *Robert Julyan*, Assistant Harbour Master of the Port of *Quebec*.

By Mr. *Murney*,—The Petition of *William Tremain* and others, Lumbermen and others; and the Petition of *Edward Hollingsworth* and others, members of the United Church of *England* and *Ireland*, in the Township of *Tyendinaga*, in the Diocese of *Toronto*.

By Mr. *M'Connell*,—The Petition of the Reverend *David Gibbs*, A.M., and others, of *Granby*.

By Mr. *Chabot*,—The Petition of *Pierre Curodeau*, and others, Pilots for and below the Harbour of *Quebec*; and the Petition of the Mayor and Councillors of the City of *Quebec*.

By Mr. *Seymour*,—The Petition of the Reverend *Paul Shirley* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Toronto*.

By Mr. *Leslie*,—The Petition of *Pierre Pagé* and others, Pilots for the Harbour of *Montreal*.

By Mr. *Taché*,—The Petition of *F. M. Soulard*, Esquire, Mayor, and *Amable Morin*, Secretary, on behalf of the Municipal Council of the Parish of *St. Roch des Aulnets*.

By Mr. *Chauveau*,—The Petition of *Ferdinand Murphy* and others, of the Parish of *St. Gabriel de Valcartier*.

By Mr. *Scott*,—The Petition of *William Parks* and others, of the Parish of *St. Benoit*, in the County of *Two Mountains*.

Petitions Read.

Pursuant to the Order of the Day the following Petitions were read:—

Of *Joseph Hovington* and *Ephraim Tremblay* of *Tadousac*, in the County of *Saguenay*, Navigators; praying that no exclusive privilege be granted to the persons who have Petitioned to be appointed Branch Pilots for the *Saguenay*.

Of *William Price*, of the City of *Quebec*, Esquire; praying that certain individuals, in his employ as Pilots, may not receive Branches as Pilots for the River *Saguenay*, as they have Petitioned for.

Of the Reverend *Pierre M. Migneault*, Founder and Superior of the College of *Chambly*; praying for an aid for the said College.

Of *G. W. Arnold* and others, of *Brockville*; praying that the Trustees of a certain lot of ground in the said Town may not be authorized to hold it, except for the purposes of an Infant School, nor to dispose of the same except for the benefit of the purchasers of the said lot.

Of *Isaac Beecher*, of the Town of *Brockville*, in the District of *Johnstown*; praying for a Patent for an improvement in Bark Mills, for Grinding Tanner's Bark.

Resolved, That the Rule of this House, which limits the time for receiving Private Petitions, be suspended, as regards the said Petition.

Of the Reverend *David Gibbs*, A. M. and others, of the Township of *Granby*, in the County of *Shefford*; praying that all classes of Her Majesty's subjects in this Province may have an equal share in the management and advantages of King's College, and that no grant be made to *M'Gill* College, except on these conditions.

Of *E. Henwood*, Secretary on behalf of the Medical Board of *Canada West*; praying that they may receive a copy of any Bill which may be introduced, touching their interests, and that they may be allowed to express an opinion on its provisions previous to any action being taken thereon.

Petitions Read.

Of *A. Proudfoot*, Esquire, and others, members of the United Church of *England* and *Ireland*, in the Township of *Trafalgar*, in the Diocese of *Toronto*; and of the Reverend *John A. Mulock* and others, members of the United Church of *England* and *Ireland*; praying that measures may be adopted for vesting in the Church Society of the Diocese of *Toronto*, for the benefit of the said Church, such a portion of the Clergy Reserve Lands, as shall correspond with their share of the income arising from the same.

Of the Reverend *R. R. Burrage* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*; praying that measures may be adopted for vesting in the Church Society of the Diocese of *Quebec*, for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall correspond with their share of the income arising from the same.

Of *Jeffery Hale*, Esquire, and others, officers and members of the British and Canadian School Society; praying for an Act of Incorporation.

Resolved, That the Rule of this House which limits the time for receiving Private Petitions, be suspended, as regards the said Petition.

Of *John Thom* and others, of the Township of *Scarborough*, in the *Home* District; praying that no division may be made of the Clergy Reserve Lands; but that the proceeds thereof be appropriated to the promotion of General Education.

Of the Right Reverend the Lord Bishop of *Toronto*, and others, members of the United Church of *England* and *Ireland*, in the City of *Toronto*; praying that the said Church may have the control of its share of the Common School Funds.

Of the Board of Trade of the City of *Toronto*; praying that Her Majesty may be addressed for a relaxation of the Imperial Protective Customs Duties in *Canada*; and for a repeal of the Provincial Duty on Foreign Wheat.

Of *M. Townsend* and others, School Commissioners for the Municipality of *Clarenceville*, in the District of *Montreal*; praying for certain amendments to the Common School Act.

Of *John Mathison* and *James Grant*, of the Township of *Zorra*, in the District of *Brock*; praying that they may be allowed to purchase a certain Clergy Reserve Lot, upon which they have settled, at the same price as other lands in the neighbourhood.

Of *N. B. Doucet* and *L. R. Lacoste*, Esquires, in behalf of the Notaries Public of the District of *Montreal*; praying that the Bill introduced during this Session, to regulate formalities of authentic *Actes*, passed before Notaries, be not passed by the House.

Of *O. Dorman* and others, of the Township of *Potton*, in the District of *Montreal*; praying for aid to complete a certain Road from *Sutton* through the said Township to Lake *Magog*.

Of *F. B. Blanchard*, Esquire, and others, of the Township of *Kingsey*, in the County of *Drummond*; complaining of certain Militia appointments and praying relief.

Of *Donald Cameron*, of the Township of *Thorah*, in the *Home* District; complaining that certain claims held by himself and his followers against the Provincial Government have never been liquidated, and praying for an investigation.

Of *William Bates* and others, of *Kitley*, and other Townships, in the District of *Johnstown*; complaining that the Deputy Post Master General has refused to comply with their just requests and praying relief.

Of *John Scriver*, Merchant, of the Township of *Hemmingford*; praying that the law which exists in the Seigniories relating to the disposal of effects belonging to minor heirs, may be extended to the Townships.

Petitions Read.

Of *John Watch*, Esquire, and others, of the neighbourhood of *Woodstock*, in the District of *Brock*; praying for the repeal of the duty on Salt, and that no further encouragement be afforded to the importation of American Agricultural Produce.

Petitions Referred:

H. N. Patton, et al.

Resolved, That the Petition of *Horatio N. Patton*, Esquire, and others, citizens of *Quebec*, and inhabitants of the Parish of *Point Levi*, be referred to a Select Committee, composed of the Honourable Mr. *Aylwin*, Mr. Solicitor General *Taschereau*, Mr. *Laurin*, Mr. *Christie*, and Mr. *Taché*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers and records.

N. Jones, et al.

Resolved, That the Petition of *Norman Jones* and others, of the Townships of *Markham* and *Whitchurch*, in the *Home* District, be referred to a Select Committee, composed of Mr. *Monro*, the Honourable Mr. Solicitor General *Sherwood*, and Mr. *Roblin*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

J. Lesslie, et al.

M. Young, et al.

D. Rintoul, et al.

T. G. Coyne, et al.

L. H. Cronk, et al.

D. Buchan, et al.

R. M'Cosh.

J. Johnston, et al.

J. Bogart, et al.

Ordered, That the Petition of *John Lesslie* and others, inhabitants of the Township of *West Flamborough*, in the District of *Gore*; the Petition of *Moses Young* and others, of the Township of *Dumfries*, in the County of *Halton*; the Petition of *David Rintoul* and others, of the Township of *Beverley*; the Petition of *Thomas G. Coyne* and others, of the Township of *Dunwich*, in the District of *London*; the Petition of *Luther H. Cronk* and others, of the Township of *Whitby*; the Petition of *David Buchan* and others, of the Village of *Paris*, in the District of *Gore*; the Petition of the Reverend *R. M'Cosh*, in behalf of the Presbyterian Congregation of *Paris*; the Petition of *John Johnston* and others, of the Townships of *Uxbridge* and *Scott*; and the Petition of *John Bogart* and others, of the Township of *Whitchurch*; be referred to the Select Committee to which was referred the Petition of *George Roe* and others, of the County of *Russell*, and other references.

D. Cameron.

Resolved, That the Petition of *Donald Cameron*, of the Township of *Thorah*, in the Home District, be referred to a Select Committee, composed of Mr. *Stewart* of *Bytown*, Mr. *Price*, Mr. *Dickson*, Mr. *Williams*, Mr. *Macdonell* of *Dundas*, Mr. *Macdonald* of *Kingston*, and Mr. *Roblin*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

W. Price. J. Hovington. and E. Tremblay.

Ordered, That the Petition of *William Price*, of the City of *Quebec*, Esquire, and the Petition of *Joseph Hovington* and *Ephraim Tremblay* of *Tadousac*, in the County of *Saguenay*, Navigators, be referred to the Select Committee to which was referred the Petition of *James Alexander* and others, Navigators, residing in the County of *Saguenay*; and other references.

W. Bates, et al.

Ordered, That the Petition of *William Bates* and others, of *Kitley* and other Townships, in the District of *Johnstown*; be referred to the Select Committee appointed to inquire into the Post Office Department.

Mayor and Councillors of Quebec.

Mr. *Chabot*, from the Select Committee to which was referred the Petition of the Mayor and Councillors of the City of *Quebec*, with power to report from time to time, presented to the House the First Report of the said Committee, which was again read at the Clerk's Table, and is as followeth:—

Report.

Your Committee have considered the two Petitions from the said Mayor and Councillors; praying respectively for the repeal of a certain Act of 6th *Victoria*, chapter 23, intituled, "An Act to incorporate "a Company under the style and title of the *Quebec* "Gas Light and Water Company,"—and that similar powers to those thereby granted may be vested in the Corporation of *Quebec*; and after taking evidence upon the subject, which they have the honour to report herewith, they beg leave to recommend that the prayer of the said Petitions be granted.

MINUTES OF EVIDENCE.

James Dean, Esquire, of *Quebec*, called in, and examined.

1. Are you one of the Members of the *Quebec* Gas Light and Water Company, incorporated by the Act of 6th *Victoria*, cap. 23?—I was originally, but I am not now.

2. Has the said Company commenced any of the Gas Works or Water Works mentioned in the said Act?—No.

3. Is it the intention, or is it in the power of the said Company to complete their works within the time prescribed by the Act?—So far as respects the Gas Works, I should imagine not; they might possibly have the Water Works completed.

4. Is it the intention of the said Company to commence operations, and to carry their Act of incorporation into effect?—I cannot say; I have had nothing to do with the Company for about two years.

George O'Kill Stuart, Esquire, Mayor of the City of *Quebec*, called in, and examined.

5. Is the City of *Quebec* lighted in any manner at this time?—The leading thoroughfare through the Upper and Lower Town is occasionally lighted, and has been so until a very short time past. The streets lighted are *St. Peter* Street, *St. John* Street, and *Fabrique* Street.

6. To what do you attribute, that the City is not lighted throughout?—The reliance placed by the citizens of *Quebec*, upon the formation of a Company under the Provincial Statute of 6 *Vict.* cap. 23,—which Company has not yet been formed; and also to the circumstance that the Corporation of *Quebec* have not sufficient powers confided to them for the purpose.

7. Would it be possible to put the Gas Works necessary for the lighting of the City of *Quebec* in full operation by the 12th October next?—It is impossible.

8. What is the population of *Quebec*?—I think it is about 35,000.

9. The Committee understand that you have had occasion to travel upon the continent of *America*,—are you aware of any city upon that continent, with the population of *Quebec*, which is not lighted either with oil or gas?—I am not.

10. Be pleased to state the powers which the Corporation of *Quebec* would seek to obtain, in order to effect the lighting of the city, and the supplying it with water?—They would require the powers conferred by the Act above mentioned, with authority to lease or assign over to individuals for a limited period, the right of establishing water works in case of their being unable to raise the money, or deeming it inexpedient to do so, and also the power to borrow the money required for the construction of the works.

11. In what manner is the City of Quebec supplied with water at present?—Principally from the River *St. Lawrence*, by cartage, which is very expensive and inconvenient; and the water, particularly in the spring, when thus conveyed, is not pure.

12. In cases of fire, how is a supply of water obtained, and is there any difficulty in procuring it?—It is principally supplied by carters, but from the local situation of *Quebec*, it is impossible to obtain

Report.

this supply in sufficient time, and in winter it cannot be procured at all.

13. In what manner would you propose to obtain the requisite funds for the erection of Gas and Water Works, and what would be your security for the investment of money for that purpose?—The sum which the city is now authorized to borrow by its Act of Incorporation, is totally inadequate for the purpose, and it is necessary to empower the Corporation to raise a sum for the particular purpose, by borrowing on debentures: I think the money so borrowed should be secured on the buildings and works constructed for the purpose, and on the revenues accruing from the same.

14. In your estimation, what sum would be necessary for the construction of the Gas and Water Works?—I have made inquiry on the subject, and so far as I can judge from the present population of the city, there should be about £35,000 for Gas, and £65,000 for the Water.

Thomas W. Lloyd, Esq., a member of the City Council of *Quebec*, called in and examined.

Ans. to Ques. 5.—It is partially lighted with oil; three or four streets are lighted about 15 nights every month.

Ans. to Q. 6.—The expense of lighting with oil is altogether beyond the means of the city; each lamp now lighted costing the Corporation about £6 a year, which would be equal to paying £18 a year for a single gas light, it being computed that one Gas burner gives more light than three oil lamps. The Corporation of the City has been deterred from establishing Gas Works, in consequence of the incorporation of certain persons for the purpose of lighting the City with Gas.

Ans. to Q. 7.—It would be physically impossible.

Ans. to Q. 8.—About 32,000, within the limits.

Ans. to Q. 9.—I am not. I have also travelled in *Great Britain*, and I do not recollect visiting any town of 5,000 inhabitants and upwards, that was not provided with gas lights.

Ans. to Q. 10.—The same powers conferred on the Gas and Water Company by the Act of 6 *Vic.* cap. 23, with a right to raise money by debenture, the repayment of which might be secured upon the works themselves,—and also a privilege to assign this power to any individuals or association, if the Corporation thought it for the advantage of the City to do so.

Ans. to Q. 11.—By wells, in a few public places, and from the Rivers *St. Lawrence* and *St. Charles;* it is conveyed by porters and carters, at great expense, and is attended with great inconvenience to the citizens.

Ans. to Q. 12.—In the same manner there is great difficulty in procuring it in sufficient quantities to be of any service. I believe that if Water Works had existed in May and June last, the extensive conflagrations that then took place would not have happened.

Ans. to Q. 14.—£35,000 would be sufficient for the Gas, and £65,000 for the Water Works,—having in view the increase of the City for some years to come.

"Quebec Gas and Water Company Incorporation Act" Repeal Bill.

Ordered, That Mr. *Chabot* have leave to bring in a Bill to repeal the Act incorporating the *Quebec* Gas Light and Water Company.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next.

Quebec Water Bill.

Ordered, That Mr. *Chabot* have leave to bring in a Bill for supplying the City of *Quebec* and parts adjacent thereto with Water.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next.

Quebec Gas Bill.

Ordered, That Mr. *Chabot* have leave to bring in a Bill for lighting the City of *Quebec* with Gas.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next.

Sheriffs' Sales Bill.

Ordered, That the Honourable Mr. *Aylwin* have leave to bring in a Bill for empowering Sheriffs in *Lower Canada* to make judicial sales by Licitation.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Message from Legislative Council.

A Message from the Legislative Council by *John Fennings Taylor*, Esquire, one of the Masters in Chancery.

MR. SPEAKER,

The Legislative Council have passed the following Bills without any amendment:

Fines and Recoveries Bill.

"An Act for the substitution of more simple modes "of assurance in lieu of Fines and Recoveries."

Gaspé Administration of Justice Bill.

"An Act for the better administration of Justice "in the General Sessions of the Peace for *Gaspé*, "and for preventing charges upon the Treasury of "the Province, for unnecessarily summoning Jurors "thereto."

"La Communauté des Filles de la Charité" Bill.

"An Act to Incorporate '*La Communauté des Filles* "*de la Charité*,' of the Parish of *St. Hyacinthe*, in the "District of *Montreal*, for the care of infirm and sick "persons, and for other purposes."

Also,

LEGISLATIVE COUNCIL,
Wednesday, 22d April, 1846.

Address, Magdalen Islands.

Ordered, That one of the Masters in Chancery do go down to the Legislative Assembly and acquaint that House, that His Excellency the Administrator of the Government has appointed tomorrow, at one o'clock, *P. M.*, to be attended with the Address of both Houses on the subject of the annexation of the *Magdalen* Islands to the Province of *Prince Edward* Island; and that the Legislative Council have ordered that such Members as are of the Executive Council, do attend His Excellency at that time on the part of this House.

And then he withdrew.

Ordered, That such Members of this House as are of the Honourable the Executive Council of this Province, do attend His Excellency the Administrator of the Government, on the part of this House to-morrow at one o'clock, P. M. with the Address of both Houses on the subject of the annexation of the *Magdalen* Islands to the Province of *Prince Edward* Island.

Address, Militia Promotions (L. C.)

Mr. *Laurin* moved, seconded by Mr. *Bertrand*, that an humble Address be presented to His Excellency, the Administrator of the Government; praying that His Excellency will be pleased to cause to be laid before this House all documents addressed to him, complaining of the recent Militia promotions, and also all correspondence between the Adjutant General of Militia for *Lower Canada*, and old Militia Officers, with reference to the said promotions.

The Question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

Address, Militia Promotions, (L. C.)

YEAS.

Messieurs. *Berthelot, Cauchon, Chauveau, DeWitt, Jobin, Lacoste, Lantier, Laurin, Macdonell* of STORMONT, and *Scott.*—(10.)

NAYS.

Messieurs *Baldwin, Bertrand, Boulton, Boutillier, Cayley, Chabot, Chalmers, Christie, Colvile, Cummings, DeBleury, Dickson,* Attorney General *Draper, Drummond, Duggan, Ermatinger, Foster, Franchère, Gowan, Hale, Hall, LaFontaine, Laterrière, LeBoutillier, Leslie, Macdonald* of CORNWALL, *Macdonald* of GLENGARY, *Macdonald* of KINGSTON, *Macdonell* of DUNDAS, *M'Connell, Merritt, Méthot, Meyers, Moffatt, Monro, Murney, Nelson, Papineau, Powell, Riddell, Robinson, Roblin, Rousseau, Seymour, Sherwood* of BROCKVILLE, *Smith* of FRONTENAC, Attorney General *Smith, Smith* of WENTWORTH, *Stewart* of BYTOWN, *Stewart* of PRESCOTT, *Taché, Thompson, Viger, Webster, Williams* and *Woods.*—(56.)

So it passed in the negative.

On motion of Mr. *Thompson,* seconded by Mr. *Leslie,*

Address, Welland Canal Tolls.

Resolved, That an humble Address be presented to His Excellency, the Administrator of the Government, praying that he will be pleased to cause to be laid before this House, a Statement of the names of all Collectors of Tolls on the *Welland* Canal, and Cut at the mouth of the *Chippawa* River, the amount of their salaries during the present year, together with the amount of Tolls collected by them respectively during that period.

Ordered, That the said Address be presented to His Excellency, the Administrator of the Government, by such Members of this House as are of the Honourable the Executive Council of this Province.

Quebec and Melbourne Railroad Bill.

Ordered, That the Honourable Mr. *Aylwin* have leave to bring in a Bill to incorporate the *Quebec* and *Melbourne* Railroad Company.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Quebec St. George's Society Incorporation Bill.

Ordered, That the Honourable Mr. *Aylwin* have leave to bring in a Bill to incorporate the *St. George's* Society of *Quebec.*

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

On motion of Mr. *Macdonell* of *Dundas,* seconded by Mr. *Meyers,*

Vanzandt's Relief Bill.

Resolved, That a Message be sent to the Honourable the Legislative Council to request that their Honours will be pleased to communicate to this House a copy of the Minutes of Evidence taken before their Honourable House, on the Bill intituled, "An Act for the relief of *Juliet Vanzandt,* "wife of *Jacob L. Vanzandt,* who claims as sis- "ter of the half blood of *Richard Duncan,* late "of *Williamsbury,* in the *Eastern* District of this "Province."

Ordered, That Mr. *Macdonell* of *Dundas* do carry the said Message to the Legislative Council.

Universalists, (U. C.)

On motion of Mr. *Powell,* seconded by Mr. *Roblin,*

Ordered, That the Select Committee to which were referred the Petition of the Reverend *David Leavitt* and others, Ministers and Members of the Christian Universalist Association of *Canada* West, and the Petition of the Reverend *Benjamin Fralick* and others, the Ministers and Members of the Christian Universalist Association for *Canada* West, be dissolved; and that the said Petitions be referred to the Standing Committee on Private Bills.

Middlesex Election.

On motion of Mr. *Dickson,* seconded by Mr. *Merritt,*

Ordered, That the Select Committee, appointed to try the merits of the Petition of *William Notman,* Esquire, of *Dundas,* in the *Gore* District, complaining of the undue Election and Return of *Edward Ermatinger,* Esquire, to represent the County of *Middlesex* in this present Parliament, have leave to adjourn until Monday next.

Order for attendance of certain Members in their places, read.

The Order of the Day, that Mr. *Seymour,* Mr. *Lacoste,* Mr. *M'Connell,* and Mr. *Williams,* Members of the Select Committee appointed to try the merits of the contested Election for *Middlesex,* do severally attend in their places in this House this day, being read;

Order Discharged.

Ordered, That the said Order of the Day be discharged; Mr. *Seymour,* Mr. *Lacoste,* Mr. *M'Connell,* and Mr. *Williams,* having been at the time sitting on another Election Committee.

Act 6, Vic. ch. 31, and 8 Vic. ch. 3, (Customs Duties.)

Mr. *Méthot,* from the Committee of the whole House, to take into consideration the propriety of amending the Act 6 *Vict.,* cap. 31, and the Schedule of Duties granted by 8 *Vict.* cap. 3, reported, according to Order, the Resolutions of the said Committee, which Resolutions were again read at the Clerk's table, and are as followeth:—

Resolutions.

1. *Resolved,* As the opinion of this Committee, that it is expedient, that so much of the Act 6. *Vict.* chap. 31, as relates to the imposition of a duty of three shillings sterling per quarter, on Foreign Wheat imported into this Province, be repealed.
2. *Resolved,* As the opinion of this Committee, that a duty of three shillings sterling per quarter, be imposed upon all Foreign Wheat imported into this Province, except for the purpose of exportation, or to be ground in Bond, for exportation.
3. *Resolved,* As the opinion of this Committee, that it is expedient that so much of the Schedule of Duties imposed by the Act 8, *Vict.,* chap. 3, as relates to the imposition of a duty of three shillings sterling, per quarter, on Maize or Indian Corn imported into this Province from a Foreign Country, be repealed.
4. *Resolved,* As the opinion of this Committee, that a duty of three shillings sterling per quarter be imposed upon all Foreign Maize or Indian Corn introduced into this Province, except for the purpose of exportation.
5. *Resolved,* As the opinion of this Committee, that it is expedient that so much of the Schedule of Duties imposed by the Act 8, *Vict.,* chap. 3, as relates to the imposition of a duty upon Muscovado, Clayed, Bastard and other Sugars, not refined, imported into this Province, be repealed.
6. *Resolved,* As the opinion of this Committee, that a duty of seven shillings and sixpence, sterling, per hundred weight, be imposed upon Muscovado, Clayed, Bastard, and all other Sugars, not refined, imported into this Province.
7. *Resolved,* As the opinion of this Committee, that in addition to the articles enumerated in the Schedule to the said Act 8, *Vict.,* chap. 3, on which duties are imposed, all descriptions of Dye-Woods be subject to and charged with an *ad valorem* duty of one per cent.

On motion of the Honourable Mr. *Cayley,* seconded by the Honourable Mr. Attorney General *Smith,*

Ordered, That the Question of Concurrence be now separately put upon each of the said Resolutions.

Resolutions.

And the first of the said Resolutions being again read, and the Question being put thereon, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Boulton, Cayley, Chalmers, Christie, Colvile, Cummings, Daly, DeBleury, DeWitt, Dickson,* Attorney General *Draper, Drummond, Duggan, Ermatinger, Foster, Gowan, Hale, Hall, LeBoutillier, LeMoine, Macdonald* of CORNWALL, *Macdonald* of KINGSTON, *M^c Connell, Merritt, Meyers, Moffatt, Monro, Murney, Papineau, Petrie, Riddell, Robinson, Scott, Sherwood* of BROCKVILLE, *Smith* of FRONTENAC, Attorney General *Smith, Stewart* of BYTOWN, *Stewart* of PRESCOTT, Solicitor General *Taschereau, Viger, Webster* and *Woods.*—(42.)

NAYS.

Messieurs *Armstrong, Aylwin, Baldwin, Berthelot, Bertrand, Boutillier, Cauchon, Chabot, Chauveau, Franchère, Jobin, Lacoste, LaFontaine, Lantier, Laterrière, Laurin, Leslie, Macdonell* of STORMONT, *Méthot, Powell, Price, Roblin, Rousseau, Seymour, Smith* of WENTWORTH, *Taché, Thompson* and *Williams.*—(28.)

So it was carried in the affirmative.

The second of the said Resolutions being again read, and the Question being put thereon, it was agreed to unanimously.

The third of the said Resolutions being again read, and the Question being put thereon, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Boulton, Cayley, Chalmers, Christie, Colvile, Cummings, Daly, DeBleury, DeWitt, Dickson,* Attorney General *Draper, Drummond, Duggan, Ermatinger, Foster, Gowan, Hale, Lantier, LeBoutillier, LeMoine, Macdonald* of CORNWALL, *Macdonald* of KINGSTON, *Macdonell* of DUNDAS, *M^c Connell, Meyers, Moffatt, Monro, Murney, Papineau, Petrie, Riddell, Robinson, Scott, Sherwood* of BROCKVILLE, *Smith* of FRONTENAC, Attorney General *Smith, Smith* of WENTWORTH, *Stewart* of BYTOWN, *Stewart* of PRESCOTT, Solicitor General *Taschereau, Viger, Webster,* and *Woods.*—(43.)

NAYS.

Messieurs *Armstrong, Aylwin, Baldwin, Berthelot, Bertrand, Cauchon, Chabot, Desaunier, Franchère, Jobin, Johnston, Lacoste, LaFontaine, Laurin, Leslie, Macdonell* of STORMONT, *Méthot, Powell, Price, Roblin, Rousseau, Seymour,* and *Taché.*—(23.)

So it was carried in the affirmative.

The fourth and fifth of the said Resolutions being again severally read, and the Question being separately put upon each, they were agreed to unanimously.

The sixth of the said Resolutions being again read,

The Honourable Mr. *Aylwin* moved, seconded by Mr. *Chauveau,* that the said Resolution be recommitted to the Committee of the whole House, to reconsider the duty proposed thereby to be imposed.

The Question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Armstrong, Aylwin, Baldwin, Berthelot, Bertrand, Boutillier, Cauchon, Chabot, Chauveau, Desaunier, DeWitt, Drummond, Franchère, Jobin, Johnston, LaFontaine, Lantier, Laterrière, Laurin, LeMoine, Macdonald* of GLENGARY, *Macdonell* of STORMONT, *Merritt, Méthot, Powell, Price, Rousseau, Smith* of WENTWORTH, and *Taché.*—(29.)

NAYS.

Messieurs *Boulton, Cayley, Chalmers, Christie, Colvile, Cummings, Daly, DeBleury, Dickson,* Attorney General *Draper, Duggan, Ermatinger, Foster, Gowan, Hale, LeBoutillier, Leslie, Macdonald* of CORNWALL, *Macdonald* of KINGSTON, *Macdonell* of DUNDAS, *M^c Connell, Meyers, Moffatt, Monro, Murney, Papineau, Petrie, Riddell, Robinson, Roblin, Scott, Seymour, Sherwood* of BROCKVILLE, *Smith* of FRONTENAC, Attorney General *Smith, Stewart* of BYTOWN, *Stewart* of PRESCOTT, Solicitor General *Taschereau, Viger, Webster,* and *Woods.*—(41.)

Resolutions.

So it passed in the negative.

The sixth of the said Resolutions being then again read, and the Question being put thereon, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Boulton, Cayley, Chalmers, Christie, Colvile, Cummings, Daly, DeBleury, Dickson,* Attorney General *Draper, Duggan, Ermatinger, Foster, Gowan, Hale, LeBoutillier, Leslie, Macdonald* of CORNWALL, *Macdonald* of KINGSTON, *Macdonell* of DUNDAS, *M^c Connell, Meyers, Moffatt, Monro, Murney, Papineau, Petrie, Riddell, Robinson, Roblin, Scott, Seymour, Sherwood* of BROCKVILLE, *Smith* of FRONTENAC, Attorney General *Smith, Stewart* of BYTOWN, *Stewart* of PRESCOTT, Solicitor General *Taschereau, Viger, Webster,* and *Woods.*—(41.)

NAYS.

Messieurs *Armstrong, Aylwin, Baldwin, Berthelot, Bertrand, Boutillier, Cauchon, Chabot, Chauveau, Desaunier, DeWitt, Drummond, Franchère, Jobin, Johnston, LaFontaine, Lantier, Laterrière, Laurin, LeMoine, Macdonald* of GLENGARY, *Macdonell* of STORMONT, *Merritt, Méthot, Powell, Price, Rousseau, Smith* of WENTWORTH and *Taché*—(29.)

So it was carried in the affirmative.

The seventh of the said Resolutions being again read, and the Question being put thereon, it was agreed to unanimously, and

Resolved, That this House doth concur with the Committee in the said Resolutions.

Customs Duties Bill.

Ordered, That the Honourable Mr. *Cayley* have leave to bring in a Bill to alter and amend the duties imposed on the importation of certain articles therein mentioned.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next.

Common School Bill, (U. C.)

Mr. *Chabot,* from the Committee of the whole House, on the Bill for the better establishment and maintenance of Common Schools in *Upper Canada,* reported, according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and are as followeth:—

First Clause:—

Fill up the first blank with the following words:—"A salary not to exceed five hundred pounds, currency, per annum, and to bear such a proportion to that sum as the sum of public monies paid towards the support of Common Schools in that part of this Province called *Upper Canada,* bears to that paid towards the support of Common Schools in that part of this Province called *Lower Canada.*"

Fill up the second blank with the words, "One hundred and seventy-five pounds."

Fifth Clause:—

Fill up the first blank with "Fifteen hundred pounds."

Fill up the second blank with "Fifteen hundred pounds."

Common School Bill, (U. C.)

Eighth Clause:—
Strike out the Proviso at the end of the said Clause.

Tenth Clause:—
Add the following Proviso at the end of the said Clause:—"Provided always that the Title to any Common School House, and the Land and Premises appurtenant thereto, now vested in Trustees or other persons, to and for the use of any Common School, or hereafter to be purchased, acquired, and conveyed for such use, shall be vested in the District Council of the District in which such School Houses and Lands are situated, in trust for the use of such School respectively."

Twelfth Clause:—
Thirty and thirty-first lines—After "Clergyman," insert "or Ministers."
Thirty-third line—After "City," insert "the Judges of the District Court, the Warden of the District, and the Councillor or Councillors representing the Municipal Council of the District."

Nineteenth Clause:—
Fill up the blank with the words:—"A sum not exceeding two pounds."

Twentieth Clause:—
Thirty-fourth line—Strike out "persons qualified to vote thereat," and insert "landholders and householders."

Twenty-first Clause:—
Add the following words at the end thereof:—"Provided that any Trustee, if willing, may be re-elected."

Twenty-second Clause:—
First and second lines—Strike out "resident freeholder," and insert "person."
Third line—Fill up the blank with the words, "a sum not exceeding five pounds."

Twenty-fifth Clause:—
Strike out from "shall," in the thirty-seventh line, to "Corporation," in the fortieth line.
Forty-second and forty-third lines—Strike out "property real or," and after "personal," insert "property."
Forty-sixth line—Strike out from "Corporation," inclusive, to the end, and insert "District Council, for the several Common Schools, and in trust for such Schools respectively."

Twenty-sixth Clause, Third Section:—
Twenty-sixth line—Strike out "real or personal."
Twenty-ninth and thirtieth lines—Strike out "real or," and after "personal," insert "property."

Same Clause, Fourth Section:—
Forty-first line—Strike out from "without," inclusive, to "nor," inclusive, in the forty-third line.

Same Clause, Fifth Section:—
Fourth line—After "cause," insert "in their discretion."
Sixth line—Strike out from "a sum," inclusive, to "and," also, inclusive, in the ninth line.
Twenty-fourth line—Strike out from "equal," inclusively to the end of the clause, and insert "sufficient with such allowance from the Common School Fund, for the purposes aforesaid."
Strike out the Sixth Section, and insert the following in lieu thereof:—

Common School Bill, (U. C.)

"Sixthly—To prepare and determine a rate bill quarterly, containing the name of each person liable to pay for the instruction of children sent by them to such Schools, and the amount for which he is liable, and by themselves, or any one of them, or by their collector, to collect from every person named in such rate bill, the amount therein charged against him, and in case they employ a collector, five per centum on each amount for the cost of collection, and to pay the amount so collected to the Teacher or Teachers entitled to receive the same; Provided that every person sending a child or children to any Common School shall be rated for a period of not less than two thirds of the current quarter."

Same Clause, Seventh Section:—
Seventh line—Strike out "assessment divisions," and insert "district rates."

Thirty-third Clause:—
Fill up the first blank with "Two hundred Pounds."
Fill up the second blank with "Forty Pounds."

Thirty-fourth Clause:—
Fill up the first blank with "Forty Pounds."
Fill up the second blank with "Fifty Pounds."
Fill up the third blank with "Five hundred Pounds."

Thirty-fifth Clause:—
Thirtieth line—After "support of," insert "the Normal School and."
Fill up the blank with "Two hundred Pounds."

After the Tenth Clause, add the following Clause, marked A:—

"And be it further enacted, That where under or by virtue of any Act of the Legislature of this Province, for the establishment and maintenance of Common Schools, any School House shall have been erected, which from any cause whatever shall not have been paid for, to the person or persons entitled to the same, and for which a rate shall not have been assessed upon the School section, or where such rate shall have been imposed but not collected, in which the same was so built, it shall and may be lawful to and for the District Council of the District in which the same is situate, to levy by assessment a rate upon the inhabitants of such School section, sufficient in amount to pay the same."

On motion of the Honourable Mr. Attorney General *Draper*, seconded by the Honourable Mr. Attorney General *Smith*,

Ordered, That the Question of Concurrence be now separately put upon each of the said amendments.

And the first of the said amendments being again read;

Mr. *Roblin* moved, in amendment thereto, seconded by Mr. *Smith* of *Wentworth*, that the words "five hundred" be struck out, and the words "three hundred and seventy-five" be substituted, as the salary which shall be received by the Superintendent of Schools.

The Question having been put upon the said motion, a division ensued, and the names being called for they were taken down as followeth:—

YEAS.

Messieurs *Baldwin, Berthelot, Bertrand, Cauchon, Chabot, Cummings, Desaunier, DeWitt, Franchère, Johnston, Laterrière, Laurin, LeMoine, Leslie, Mac-*

Common School Bill. (U. C.)

donald of GLENGARY, *Macdonell* of STORMONT, *Merritt, Méthot, Powell, Price, Roblin, Rousseau, Scott, Seymour, Smith* of WENTWORTH, and *Taché*.—(26.)

NAYS.

Messieurs *Boulton, Cayley, Chalmers, Chauveau, Colvile, Dickson,* Attorney General *Draper, Drummond, Duggan, Ermatinger, LaFontaine, LeBoutillier, Macdonald* of CORNWALL, *Macdonald* of KINGSTON, *Meyers, Moffatt, Papineau, Riddell, Robinson, Sherwood* of BROCKVILLE, *Smith* of FRONTENAC, Attorney General *Smith, Stewart* of BYTOWN, *Stewart* of PRESCOTT, Solicitor General *Taschereau, Viger* and *Woods*.—(27.)

So it passed in the negative.

Mr. *Roblin* then moved in amendment to the said first amendment, seconded by Mr. *Smith* of *Wentworth*, that the words "Five Hundred" be struck out, and the words "Four Hundred" substituted, as the Salary which shall be received by the Superintendent of Schools.

The Question having been put upon the said motion, a division ensued, and the names being called for they were taken down as followeth:—

YEAS.

Messieurs *Baldwin, Bertrand, Cauchon, Chabot, Cummings, Desaunier, DeWitt, Franchère, Johnston, Lacoste, Laurin, LeMoine, Leslie, Macdonald* of GLENGARY, *Macdonell* of STORMONT, *Merritt, Méthot, Monro, Powell, Price, Roblin, Rousseau, Scott, Seymour, Smith* of WENTWORTH. and *Taché*.—(26.)

NAYS.

Messieurs *Berthelot, Boulton, Cayley, Chalmers, Chauveau, Colvile, Daly, Dickson,* Attorney General *Draper, Drummond, Duggan, Ermatinger. Gowan, Hale, LaFontaine, Laterrière, LeBoutillier, Macdonald* of CORNWALL, *Macdonald* of KINGSTON, *Meyers, Moffatt, Papineau, Riddell, Robinson, Sherwood* of BROCKVILLE, *Smith* of FRONTENAC, Attorney General *Smith, Stewart* of BYTOWN, *Stewart* of PRESCOTT, Solicitor General *Taschereau, Viger and Woods*.—(32.)

So it passed in the negative.

And the said amendments being again severally read, and the Question of Concurrence being separately put upon each, they were agreed to by the House, and

Resolved, That this House doth concur with the Committee in the said amendments.

Ordered, That the said Bill, as amended, be Engrossed.

Bytown Council Bill.

The Order of the Day for the second reading of the Bill to define the limits of *Bytown*, and to establish a Town Council therein, being read;

The said Bill was accordingly read, and referred to a Select Committee, composed of Mr. *Stewart* of *Bytown*, Mr. *Sherwood* of *Brockville*, Mr. *DeWitt*, Mr. *Williams*, Mr. *Hale*, Mr. *Armstrong*, and Mr. *Johnston*, to report thereon with all convenient speed; with power to send for persons, papers, and records.

Authentic *Actes* Bill.

The Order of the Day for the second reading of the Bill for better regulating the formalities of authentic *Actes* passed before Notaries, being read;

The said Bill was accordingly read a second time.

Notarial Profession Bill.

The Order of the Day for the second reading of the Bill for the better regulation of the Notarial Profession in *Lower Canada*, being read;

The said Bill was accordingly read, and referred to a Select Committee, composed of Mr. *Laurin*, the Honourable Mr. *LaFontaine*, the Honourable Mr. *Viger*, Mr. Solicitor General *Taschereau*, Mr. *Lantier*, Mr. *Jobin*, and Mr. *Méthot*, to report thereon with all convenient speed; with power to send for persons, papers, and records.

Great Western Railroad Bill.

The Order of the Day for the second reading of the Bill, to alter and amend the Charter of the Great Western Railroad Company, being read;

Ordered, That the said Bill be read a second time on Wednesday next.

Titles to Lands Bill, (U. C.)

The Order of the Day for the House in Committee, to take into consideration Resolutions for the repeal of so much of the Act of the Parliament of *England*, passed in the Thirty-second year of the Reign of His Majesty, King *Henry* the Eighth, which imposes a penalty upon the grantor and grantee of Land, and which declares, under certain circumstances therein mentioned, a title void;—and also for the abrogation of any usage or custom of *England*, to the extent of invalidating the title of a purchaser, when a third party may be in adverse possession at the time of passing such title, and substituting in lieu of such Statute Law, Usage, and Custom of *England*, an Act to be in force in *Upper Canada*, to enable parties to dispose of Real Estate without the disability imposed by such Statute, Law, Usage and Custom of *England*, as aforesaid, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Taché* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Taché* reported that the Committee had come to a Resolution, which Resolution was again read at the Clerk's table, and agreed to by the House, and is as followeth:—

Resolved, That it is expedient that hereafter no penal action shall be maintained on the Act of the Parliament of *England*, passed in the 32nd year of the Reign of King *Henry* the Eighth, and intituled, "The Bill of Bracery and Buying "of Titles" in that part of this Province formerly the Province of *Upper Canada*.

District Court Bill, (U. C.)

The Order of the Day for the House in Committee on the Bill to amend an Act passed during the last Session of this Parliament, intituled, "An "Act to amend, consolidate, and reduce into one "Act, the several Laws now in force, establishing "or regulating the practice of District Courts in the "several Districts of that part of this Province, for-"merly *Upper Canada*," being read;

The House accordingly resolved itself into the said Committee.

Mr. *Macdonald*, of *Cornwall*, took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Macdonald*, of *Cornwall*, reported that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Trial by Jury Bill, (U. C.)

The Order of the Day for the House in Committee for the consideration of certain Resolutions to extend the right of Trial by Jury, in certain cases in *Upper Canada*, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Merritt* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Merritt* reported that the Committee had come to a Resolution, which Resolution was again read at the Clerk's table, and agreed to by the House, and is as followeth:—

Resolved, That it is expedient and just, that in all cases of summary jurisdiction before Magistrates, a right of Appeal should be allowed under certain restrictions.

Public Lands Bill.

The Order of the Day for the second reading of the Bill to extend the provisions of the 13th section of an Act of the Province of *Canada*, intituled, "An "Act for the disposal of Public Lands," and to amend the said Act in other respects, and further to provide for the final settlement of Land Claims, being read;

Ordered, That the said Bill be read a second time on this day fortnight.

Simcoe Registry Office Bill.

The Order of the Day for the House in Committee on the Bill to provide for the removal of the Registry Office of the District of *Simcoe*, from its present site to *Barrie*, the District Town, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Chalmers* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair.

And Mr. *Chalmers* reported the Bill back to the House.

Resolved, That the said Bill be referred to a Select Committee, composed of the Honourable Mr. *Robinson*, Mr. *Price*, and Mr. *Boulton*, to report thereon with all convenient speed; with power to send for persons, papers, and records.

Instruction to Committee.

Ordered, That it be an Instruction to the said Committee, to adapt the Provisions of the said Bill to the several Districts of *Upper Canada*.

Kingston Incorporation Bill.

The Order of the Day for the second reading of the Bill to incorporate the Town of *Kingston*, as a City, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House on Monday next.

Election Law Amendment Bill, (L. C.)

The Order of the Day for the second reading of the Bill to repeal certain Acts therein mentioned, and to regulate Elections in *Lower Canada* of Members of the Legislative Assembly, being read;

The said Bill was accordingly read, and referred to a Select Committee, composed of the Honourable Mr. *LaFontaine*, the Honourable Mr. *Viger*, Mr. *Hale*, Mr. *Chabot*, Mr. *Taché*, Mr. *Drummond*, and Mr. *Leslie*, to report thereon with all convenient speed; with power to send for persons, papers, and records.

Wild Fowl Preservation Bill.

The Order of the Day for the second reading of the Bill for the better preservation of certain Wild Fowl in the County of *L'Islet*, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House.

Mr. *Chauveau* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Chauveau* reported that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Presbyterian Synod Relief Bill.

The Order of the Day for the second reading of the Bill to enable the Ministers of the Associate Presbyterian Synod of *North America* to keep Registers of Baptisms, Marriages, and Burials, performed by them, and for other purposes, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House.

Mr. *Boulton* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair.

And Mr. *Boulton* reported that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Burns' Relief Bill.

The Order of the Day for the second reading of the Bill for the relief of *Robert Easton Burns*, Judge of the *Home* District Court, being read;

Ordered, That the said Bill be read a second time on Wednesday next.

Unitarians Relief Bill.

The Order of the Day for the second reading of the Bill to afford relief to a certain Religious Congregation at *Toronto*, denominated "Unitarian Christians," being read;

The said Bill was accordingly read, and ordered to be Engrossed.

Montreal Building Society Bill.

The Order of the Day for the second reading of the Bill to extend the provisions of the Act incorporating the *Montreal* Building Society, to the several Cities and Towns in *Upper Canada*, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House.

Mr. Solicitor General *Taschereau* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair.

And Mr. Solicitor General *Taschereau* reported that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Niagara International Bridge Bill.

The Order of the Day for the second reading of the Bill for erecting an international Bridge over the *Niagara* River, at or near the Falls of *Niagara*, being read;

The said Bill was accordingly read, and Committed to a Committee of the whole House to-morrow.

Quebec Trinity House Bill.

The Order of the Day for the second reading of the Bill to amend and consolidate the Laws and Ordinances now in force relating to the powers and duties of the Corporation of the Trinity House of *Quebec*, to Pilots and Pilotage in the Port of *Quebec*, and to the *Quebec* decayed Pilot Fund, and for other purposes, being read;

On motion of the Honourable Mr. *Laterrière*, seconded by Mr. *Chabot*;

Orders Postponed.

Ordered, That the remaining Orders of the Day be postponed until to-morrow, and that the House do now adjourn.

The House then adjourned.

Jovis, 23° die Aprilis.

Anno Nono, Victoriæ Reginæ, 1846.

Petitions laid on the table.

THE following Petitions were severally brought up and laid on the table:—

By Mr. Solicitor General *Taschereau*,—The Petition of *M. Scott* and others, of the Parish of *St. Nicholas*.

By Mr. *Riddell*,—The Petition of *H. W. Barwick* and others, of the District of *Brock*.

By Mr. *M'Connell*,—The Petition of *Taylor Little* and others, of the Township of *Hatley*, in the County of *Stanstead*.

By Mr. *Webster*,—The Petition of *Daniel Macnab*, Esquire, and others, of the Town of *Hamilton*, in the District of *Gore*.

By Mr. *Stewart* of *Bytown*,—The Petition of *Edward Mallock*, Esquire.

By Mr. *Murney*,—The Petition of *Milo M'Cargar*, Esquire, and others, of *South Gower*.

By Mr. *Scott*,—The Petition of *Hyacinthe St. Germain* and others, of the Parish of *St. Eustache*.

Petitions laid on the Table.

By Mr. *Gowan*,—The Petition of *James Donohoo*, of the Township of *Marlborough*, in the District of *Dalhousie*; and the Petition of *James Seelye*, of the Township of *Elizabethtown*, in the County of *Leeds*.

By Mr. *Rousseau*,—The Petitionof *L'Esdras Manseault*, Esquire, Mayor, and others, the Municipal Councillors of the Parish of *St. Antoine de la Baie du Febvre*, in the County of *Yamaska*.

By Mr. *Berthelot*,—The Petition of *Michel Honoré St. Jorre*, of the Parish of *Rivière Ouelle*; the Petition of *Cyprien LeBel*, Esquire, and *T. H. Pinet*, on behalf of the Municipal Council of the Parish of *St. Louis de Kamouraska*, (relating to a Court of Justice); the Petition of *Cyprien LeBel*, Esquire, and *T. H. Pinet*, on behalf of the Municipal Council of the Parish of *St. Louis de Kamouraska* (relating to a Road): and the Petition of *T. Charles Chapais*, Esquire, Mayor, on behalf of the Municipal Council of *St. Denis de la Bouteillerie*.

By the Honourable Mr. *Papineau*,—The Petition of *Richard Somerville* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*.

By Mr. *Chabot*,—The Petition of the Mayor and Councillors of the City of *Quebec*, praying for the establishment of a Mayor's Court.

On motion of Mr. *Chabot*, seconded by the Honourable Mr. *Aylwin*,

Petition of Mayor and Councillors of Quebec, read.

Ordered, That the said Petition be now read, and that the Rule of this House of the twenty-eighth of June, one thousand eight hundred and forty-one, be suspended as to the present Petition.

The said Petition was read accordingly.

Middlesex Election.

The Serjeant-at-Arms informed the House that, in obedience to its Orders of the 20th instant, and in conformity to the Warrant issued by Mr. Speaker, he had taken into his custody *William Horton* and *Thomas D. Warren*, Esquires, Commissioners appointed to receive evidence in the matter of the Contested Election for the County of *Middlesex*.

On motion of the Honourable Mr. *Aylwin*, seconded by Mr. *Williams*,

Ordered, That the Serjeant-at-Arms be directed to keep the said *William Horton* and *Thomas D. Warren*, Esquires, in his custody, until the further Order of the House.

Petition of Messrs. Horton and Warren.

A Petition of *William Horton* and *Thomas D. Warren*, Esquires, Commissioners appointed to receive evidence in the matter of the Contested Election for the County of *Middlesex*, was presented to the House by Mr. *Williams*, and the same was received and read, setting forth,

That your Petitioners under the Commission directed to them in that behalf, proceeded to take evidence, as by law required, on the 22nd day of February, 1845, at *St. Thomas*, in the County of *Middlesex*. That in consequence of the sitting Member for the said County having refused to proceed with the examination of evidence, on the alleged ground of the illegality of the proceedings under the said Commission, *William Notman*, Esquire, the Petitioner, declined going into evidence of bad votes, except in one Township, and partially in six other Townships, as will appear by the copy of the evidence and minutes of the proceedings of your Petitioners, now in possession of your Honourable House. That your Petitioners, by reason of Parliament not being then in Session, adjourned from time to time until the seventh of April instant, and that such last adjournment was made for the following reasons: Because your Petitioners were aware that both the Petitioner, *William Notman*, and the sitting Member would be in *Montreal* at the opening of the present Session of Parliament, and your Petitioners were of opinion that from the mutual admissions and statements of the Petitioner and sitting Member of the evidence having only been partially taken, your Petitioners would be ordered either to proceed in completing the evidence throughout all the Townships, or to transmit the evidence and minutes already taken and entered, to your Honourable House, and that your Petitioners, therefore, supposed that an adjournment until the seventh instant would afford the Committee an opportunity of signifying their decision as to what your Petitioners were required to do. That your Petitioners regret that their adjournment to so late a period, and their delay in transmitting the evidence has incurred the censure of your Honorable House, and they hope their want of promptness will be attributed to their inexperience in the matter, it having been the first investigation in which they had been engaged, and believing, as they did, that the course they had adopted was the proper one. Your Petitioners therefore respectfully pray, your Honourable House will be pleased to take a favourable view of their proceedings in the premises, and relieve them from their attendance upon the Summons issued against them to appear before the Bar of your Honourable House. Petition of Messrs. Horton and Warren.

An Engrossed Bill to afford relief to a certain Religious Congregation at *Toronto*, denominated "Unitarian Christians," was read for the third time. Unitarians Relief Bill.

Resolved, That the Bill do pass.

Ordered, That Mr. *Price* do carry the said Bill to the Legislative Council, and desire their concurrence.

Petitions read.

Pursuant to the Order of the Day the following Petitions were read:—

Of *John Oswald* and others, English inhabitants of the Parish of *St. Augustin*, in the County of *Two Mountains*; praying for certain amendments to the Common School Act.

Of *L. E. Globensky* and others, of the Parish of *Ste. Scholastique*, in the County of *Two Mountains*.

Of *William Morrin*, Esquire, and others, of the Parish of *St. Augustin*, in the County of *Two Mountains*; praying for the construction of a Road through *St. Eustache*, *Petit Brulé* to *Belle Rivière*, and thence to *Grenville*.

Of *Charles C. Cotton* and others, of *Shefford*, and other Townships in the Districts of *Shefford* and *St. Johns*; praying that the late territorial division of the District of *Missisquoi* may be restored for Judiciary purposes, and that *Nelsonville* be the place of holding the Court.

Of *William Baker* and others, Trustees of the *Dunham* Academy; praying for an aid in support of the said Academy.

Of *Andrew Billing* and others, of the Township of *Sutton*, in the County of *Missisquoi*; praying that the Imperial Act relating to the Clergy Reserves may not be interfered with.

Of *Hosea Shaw* and others, of *Brock* and other Townships, in the *Home* District; praying for the completion of the Road from *Windsor* to *Sturgeon Bay*.

Of *Phillip Hoofstetter* and others, of the Parish of *St. Joseph de Soulanges*, in the County of *Vaudreuil*; praying that the Land of a certain Road, no longer used, may be revested in them respectively.

Of the Reverend *William H. Hobson* and others, members of the United Church of *England* and *Ireland*, in the Parish of *Chatham*, in the Diocese of *Toronto*;—of the Reverend *J. Wilson* and others, members of the United Church of *England* and *Ireland*, in the Mission of *Colborne* and *Grafton*, in the Diocese of *Toronto*;—of *William Armstrong* and others, members of the United Church of *England* and *Ireland*, in the Townships of *Markham* and

Petitions read.

Vaughan, in the Diocese of *Toronto;*—of the Reverend *William Leeming* and others, members of the United Church of *England* and *Ireland*, in *Stamford*, in the Parish of *Chippawa*, in the Diocese of *Toronto;*—of *Frederick Mack* and others, members of the United Church of *England* and *Ireland*, in *Amherstburg* and its vicinity, in the Diocese of *Toronto;*—of *H. B. Wilson* and others, members of the United Church of *England* and *Ireland*, in the Township of *Hamilton*, in the *Gore* District, in the Diocese of *Toronto;*—and of *John O. Hatt*, and others, members of the United Church of *England* and *Ireland*, in the Town of *Hamilton*, in the Diocese of *Toronto;* praying that measures may be adopted for vesting in the Church Society of the Diocese of *Toronto*, for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall correspond with their share of the income arising from the same.

Of the *Reverend William Fraser* and others, inhabitants of the Settlement of *Breadalbane, Glengary;* praying that the Imperial Act relating to the Clergy Reserves may not be interfered with.

Of *James Hamilton* and others, of *Dumfries, Waterloo*, and other Townships; praying for aid to construct a Road to the East Boundary of the *Huron* Tract.

Of *Philip Austin*, President, and *James Covernton*, Secretary, of the *Talbot* District Agricultural Society; praying for the establishment of a Professor's Chair on Chemistry, in its application to Agriculture, in the University, and also for the establishment of Model Farms.

Of the Reverend *John Harlin* and others, the Ministers and members of the "*New Jerusalem* Church;" praying that they may enjoy the same rights and privileges as other religious denominations.

Of *S. F. Goudreault*, Esquire, and others, of the Parish of *St. Jean des Chaillons*, in the County of *Lotbinière;* praying that *Lotbinière* may be maintained as the place of the Registry Office, and that the Circuit Court may be held there.

Of *Jean Baptiste Laliberté*, Lieutenant in the First Battalion of Militia, of the County of *Lotbinière;* complaining of injustice done him by the Adjutant General in regard to a Militia appointment.

Of *Robert Ferguson* and others, of *Kitley*, and other Townships, in the County of *Leeds;* praying for the establishment of a Post Office, in a certain part of the said Township, and that *John Brennan* be appointed Deputy Post Master.

Of *Archibald Campbell*, Esquire, and others, of the City of *Quebec;* praying for an equal representation of the different Wards in the Council of the said City.

Of *Julien Chouinard*, Esquire, and others, of the City of *Quebec;* praying that Hawkers and Pedlars may be prohibited from exercising their calling, as such, in the City of *Quebec*.

Petitions referred:—

Rev. J. Wilson, et al.

T. Ewart, et al.

M. J. O'Beirne et al.

Canada Baptist Union.

Ordered, That the Petition of the Reverend *J. Wilson*, and others, members of the United Church of *England* and *Ireland*, in the Mission of *Colborne* and *Grafton*, in the Diocese of *Toronto;* the Petition of *Thomas Ewart*, Esquire, and others, of the City of *Toronto;* the Petition of *M. T. O'Beirne* and others; and the Petition of *J. M. Cramp*, in behalf of the *Canada* Baptist Union, be referred to the Select Committee, to which was referred the Petition of *George Roe* and others, of the County of *Russell*, and other references.

R. Ferguson, et al.

Ordered, That the Petition of *Robert Ferguson* and others, of *Kitley*, and other Townships, in the County of *Leeds*, be referred to the Select Committee appointed to enquire into the Post Office Department.

F. Roy, et al.

Ordered, That the Petition of *Féréol Roy*, Esquire, and others, inhabitants of the South Shore of the River *St. Lawrence*, in the District of *Quebec*, be referred to the Select Committee, to which was referred the Petition of *Horatio N. Patton*, Esquire, and others, citizens of *Quebec*, and inhabitants of the Parish of *Point Levi*.

S. F. Goudreault, et al.

Ordered, That the Petition of *S. F. Goudreault*, Esquire, and others, of the Parish of *St. Jean des Chaillons*, in the County of *Lotbinière*, be referred to the Select Committee, to which was referred the Petition of *Julien Demers*, Esquire, and others, of the Parishes of *Ste. Croix* and *St. Flavien*, in the County of *Lotbinière*, and other references.

New Jerusalem Church.

Ordered, That the Petition of the Reverend *John Harlin* and others, the Minister and members of the "*New Jerusalem* Church," be referred to the Standing Committee on Private Bills.

J. Chouinard, et al.

Mayor, &c. of Quebec.

Ordered, That the Petition of *Julien Chouinard*, Esquire, and others, of the City of *Quebec;* and the Petition of the Mayor and Councillors of the City of *Quebec*, (relating to a Mayor's Court); be referred to the Select Committee to which was referred the Petition of the Mayor and Councillors of the City of *Quebec*, and other references.

J. Beecher.

Resolved, That the Petition of *Isaac Beecher*, of the Town of *Brockville*, in the District of *Johnstown*, be referred to a Select Committee, composed of Mr. *Sherwood* of *Brockville*, Mr. *Macdonald* of *Kingston*, and Mr. *Seymour*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

A. Chamberland, et al.

Resolved, That the Petition of *J. B. A. Chamberland*, Esquire, and others, of the County of *Rimouski*, be referred to a Select Committee, composed of Mr. *Bertrand*, the Honourable Mr. *Baldwin*, the Honourable Mr. *Laterrière*, Mr. *Taché*, and Mr. *Cauchon*, to examine the contents thereof, and to report thereon with all convenient speed; with powers to send for persons, papers, and records.

A. Campbell, et al.

Resolved, That the Petition of *Archibald Campbell*, Esquire, and others, of the City of *Quebec*, be referred to a Select Committee, composed of Mr. *Hale*, Mr. *Christie*, Mr. *Chabot*, Mr. *Gowan*, and the Honourable Mr. *Moffatt*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Message from Legislative Council.

A Message from the Legislative Council, by *John Fennings Taylor*, Esquire, one of the Masters in Chancery.

MR. SPEAKER,

The Legislative Council have passed the Bill intituled "An Act to facilitate the conveyance of "Real Property," without any amendment.

And then he withdrew.

Real Property Conveyance Bill.

Simcoe Registry Office Bill.

The Honourable Mr. *Robinson*, from the Select Committee to which was referred the Bill to provide for the removal of the Registry Office of the District of *Simcoe* from its present site to *Barrie*, the District Town, reported that the Committee had gone through the Bill, and had made an amendment thereto, which amendment was again read at the Clerk's table.

Ordered, That the said Bill and Report be committed to a Committee of the whole House on Monday next.

Private Bills.

Mr. *Hale*, from the Standing Committee on Private Bills, presented to the House the Ninth Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

British American Mining Association.

Your Committee have considered the Petition of the Honourable *Peter M'Gill* and others, Trustees of the British American Mining Association, praying for an Act of Incorporation to enable them to explore and work certain copper and other mines on the shores of Lake *Superior*, which they have obtained a license from the Government to explore, and also such others as may be found in any other parts of the Province.

Your Committee are disposed to recommend that the powers prayed for by the petitioners be granted, so far as relates to the mines situate in the tract of country which they have been already authorized to explore, but they are decidedly of opinion that the operations of the Company should be confined to the tract in question.

Dundas Sixth Line Road.

They have also considered the Petition of *William Gamble* and others, praying to be incorporated under the style and title of the *Dundas* Street and Sixth Line Road Company. The petitioners do not appear, so far as your Committee have been able to ascertain, to have published any notice of their intention in any newspaper published in the *Home* District; but as a notice appeared in the Official Gazette for at least three months prior to the presentation of the petition, they submit the matter for the consideration of your Honourable House, and should the said notice be deemed to have been sufficient, they would recommend that the prayer of the petition be complied with.

Toronto Incorporation Act Amendment Bill.

Ordered, That Mr. *Boulton* have leave to bring in a Bill to amend the Act of Incorporation of the City of *Toronto*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Wednesday next.

On motion of Mr. *Merritt*, seconded by Mr. *Dickson*,

Address, Statement of Imports.

Resolved, That an humble Address be presented to His Excellency, the Administrator of the Government; praying that he will be pleased to direct the Inspector General to lay before this House, a Statement of the Imports for the years 1842, 1843, 1844, and 1845; specifying the quantities of each article, the duties thereon per lb. or gallon; and amount for each year, separating the quantity received from Sea and Inland.

Ordered, That the said Address be presented to His Excellency, the Administrator of the Government, by such Members of this House, as are of the Honourable the Executive Council of this Province.

Member added to a Committee.

Ordered, That Mr. *Laurin* be added to the Select Committee, to which was referred the Petition of the Reverend *J. Paquin* and others, of the County of *Two Mountains*.

Leave of Absence.

Ordered, That Mr. *Armstrong* have leave to absent himself from this House until the end of the present Session, on account of ill health.

Member added to a Committee

Ordered, That Mr. *Berthelot* be added to the Select Committee, to which was referred the Petition of the Mayor and Councillors of the City of *Quebec*, and other references.

District Courts Bill (U.C.)

The Order of the Day for receiving the Report of the Committee of the whole House, on the Bill to amend An Act passed during the last Session of this Parliament, intituled, "An Act to amend, consolidate, and reduce into one Act, the several laws now in force, establishing or regulating the practice of District Courts in the several Districts of that part of this Province, formerly *Upper Canada*," being read;

Ordered, That the said Bill and Report be recommitted to a Committee of the whole House tomorrow.

Wild Fowl Protection Bill.

Mr. *Chauveau*, from the Committee of the whole House, on the Bill for the better preservation of certain Wild Fowl in the County of *L'Islet*, reported according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill, as amended, be Engrossed.

Presbyterian Synod Relief Bill.

Mr. *Boulton*, from the Committee of the whole House, on the Bill to enable the Ministers of the Associate Presbyterian Synod of *North America*, to keep Registers of Baptisms, Marriages, and Burials performed by them, and for other purposes, reported, according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill, as amended, be Engrossed.

Montreal Building Society Bill.

Mr. Solicitor General *Taschereau*, from the Committee of the whole House, on the Bill to extend the provisions of the Act incorporating the *Montreal* Building Society to the several Cities and Towns in *Upper Canada*, reported, according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill, as amended, be Engrossed.

Supply.

The Order of the Day for the House in Committee on the Supply granted to Her Majesty, being read;

Ordered, That the said Order of the Day be postponed until Tuesday next.

Trinity House Bill, (Quebec.)

The Order of the Day for the second reading of the Bill to amend and consolidate the Laws and Ordinances now in force relating to the powers and duties of the Corporation of the Trinity House of *Quebec*, to Pilots and Pilotage in the Port of *Quebec*, and to the *Quebec* decayed Pilot Fund, and for other purposes, being read;

The Honourable Mr. Attorney General *Smith* moved, seconded by the Honourable Mr. *Cayley*, that the said Bill be now read a second time.

Mr. *Chabot* moved, in amendment, seconded by Mr. *Taché*, that the word "now" in the said motion be struck out, and the words "this day six months," be substituted.

The Question having been put upon the motion of amendment, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Berthelot, Bertrand, Boutillier, Cauchon, Chabot, Chauveau, Desaunier, DeWitt, Guillet Jobin, Lacoste, LaFontaine, Lantier, Laurin, LeMoine, Macdonell* of DUNDAS, *Méthot, Nelson, Price*, and *Taché*, —(20.)

NAYS.

Messieurs *Boulton, Chalmers, Christie, Colvile, Cummings, Daly, Dickson, Duggan, Ermatinger, Foster, Jessup, Laterrière, LeBoutillier, Leslie, Macdonald*

Trinity House Bill, (Quebec.)

of CORNWALL, *Macdonald* of KINGSTON, *M'Connell, Meyers, Moffatt, Monro, Murney, Papineau, Petrie, Riddell, Robinson, Roblin, Seymour, Smith* of FRONTENAC, Attorney General *Smith, Stewart* of BYTOWN, *Stewart* of PRESCOTT, Solicitor General *Taschereau, Viger, Webster,* and *Woods.*—(35.)

So it passed in the negative.

The Question being then put on the main motion, the House again divided, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Boulton, Chalmers, Christie, Colvile, Cummings, Daly, Dickson, Duggan, Ermatinger, Foster, Jessup, Laterrière, LeBoutillier, Leslie, Macdonald* of CORNWALL, *Macdonald* of KINGSTON, *M'Connell, Meyers, Moffatt, Monro, Murney, Papineau, Petrie, Riddell, Robinson, Roblin, Seymour, Smith* of FRONTENAC, Attorney General *Smith, Stewart* of BYTOWN, *Stewart* of PRESCOTT, Solicitor General *Taschereau, Viger, Webster,* and *Woods.*—(35.)

NAYS.

Messieurs *Berthelot, Bertrand, Boutillier, Cauchon, Chabot, Chauveau, Desaunier, DeWitt, Guillet, Jobin, Lacoste, LaFontaine, Lantier, Laurin, LeMoine, Macdonell* of DUNDAS, *Méthot, Nelson, Price,* and *Taché.*—(20.)

So it was carried in the affirmative, and the said Bill was accordingly read a second time.

The Honourable Mr. Attorney General *Smith* moved, seconded by the Honourable Mr. *Cayley,* that the said Bill be referred to a Select Committee, composed of the Honourable Mr. Attorney General *Smith,* the Honourable Mr. *Moffatt,* Mr. *Petrie,* the Honourable Mr. *Aylwin,* and Mr. *Chabot,* to report thereon, with all convenient speed; with power to send for persons, papers, and records.

Mr. *Christie* moved, in amendment, seconded by Mr. *LeBoutillier,* that Mr. *Williams* and the Honourable Mr. *Laterrière* be added to the said Committee.

The Question having been put on the motion of amendment, a division ensued, and it was carried in the affirmative.

The Question being then put upon the main motion, as amended, it was agreed to unanimously, and *Resolved,* Accordingly.

Board of Works.

The Honourable Mr. *Daly,* one of Her Majesty's Executive Council, laid before the House, by command of His Excellency, the Administrator of the Government,

Various Plans, Maps, Surveys, and Estimates, connected with the Report of the Board of Works.

(The above Documents are preserved with the Files of the present Session.)

Also,

Jos. Simpson.

Return to an Address of the Legislative Assembly to His Excellency, the Administrator of the Government, dated the 14th instant, praying that His Excellency will be pleased to cause to be laid before the House, "copies of any Correspondence which may have taken place between the Executive Government and *Joseph Simpson,* complaining that the Trinity House of *Quebec* have unjustly refused to give him a certificate of qualification as a Pilot, and also copies of any Correspondence between the Government and the said Trinity House on the same subject."

To His Excellency the Right Honourable CHARLES THEOPHILUS, *Baron* METCALFE, *of* FERNHILL, *in the County of* BERKS, *Knight Grand Cross of the Most Honourable Order of the* BATH, *one of Her Majesty's Most Honourable Privy Council, Governor General of British* NORTH AMERICA, *and Captain General and Governor in Chief in and for the Provinces of* CANADA, NOVA SCOTIA, NEW BRUNSWICK, *and* PRINCE EDWARD'S ISLAND, *and Vice Admiral of the same, &c.* Jos. Simpson.

The undersigned Petitioner humbly represents;

That he has been a Pilot's apprentice since the Eighteenth of April, one thousand eight hundred and thirty-five, and has, in consequence, served in good faith as such, during ten years, as will easily appear on reference to the different certificates now before the *Quebec* Trinity House.

That on the Twenty-eighth of December, one thousand eight hundred and thirty-eight, the said *Quebec* Trinity House Board passed a Bye-law, which was sanctioned on the 31st of the same month by the then Governor; that the said Bye-law, which was intended to be put in force on the Sixteenth of June, 1841, obliged Pilots' apprentices for the future to be acquainted with the English language and with Arithmetic.

That before the above-mentioned Bye-law came into force, that is, on the Eighteenth of May, 1841, your Petitioner presented himself before the said Trinity Board, and was found competent as regards his instruction, but was referred to a later period for his "bearings;" that on the 2nd and 5th of September, of this year 1845, he again presented himself before the said Board, to be examined on the "bearings," and on the "working of a ship," but the said Board would not hear him, pretending that the Bye-law of 1841 required that Pilots' apprentices should be acquainted with the English language and with Arithmetic.

That he thought himself entitled to present himself to the said Board for examination on the "bearings," after the said Bye-law had come into force, especially as one *Jean Dion,* then a Pilot's apprentice, who, before the coming into force of the said Bye-law, that is, on the 4th of May, 1841, had been found competent as regards "instruction only," and referred to a later period for the "bearings," was admitted as a Pilot on the 15th of July of this year, 1845, without having been examined on the English language and on Arithmetic; and that both their cases are exactly similar.

That even supposing that your Petitioner had not been examined and found competent as regards instruction, by the Trinity Board, before the coming into force of the above-mentioned Bye-law, that Bye-law could not affect him, as he had entered into an apprenticeship, as a Pilot's apprentice, several years before the passing of the Bye-law in question, and that no Bye-law ought to have a retroactive effect.

That your Petitioner is poor and obliged to support an aged mother, who has no other support than himself, and that at his age, after ten years of a hard apprenticeship, it would almost be impossible for him to find any other means of existence.

Wherefore your Petitioner trusts that Your Excellency will be pleased to take his humble petition into your most serious consideration, and cause that justice to be done him of which he is so much in need.

And he will ever pray.

(Signed,) JOSEPH SIMPSON.

Quebec, 10th October, 1845.

We, Pilots for that part of the *St. Lawrence* lying between *Quebec* and *Matane,* do certify, that *Joseph Simpson* has served in good faith as a Pilot's apprentice, during ten consecutive years; that he is honest and of good moral character; that he is the only support of an aged mother; and that, at his age, it would be almost impossible for him to choose another state of life.

Signed by *Joseph Adam* and one hundred and fifteen Pilots.

Jos. Simpson.

TRINITY HOUSE,
Quebec, 4th April, 1846.

SIR,

Herewith enclosed we have the honour to transmit to you, for the information of His Excellency, the Administrator of the Government, a copy of this Board's proceedings on the Petition of *Joseph Simpson*, which was referred for their report.

The Petition is also herewith returned.

We have, &c.,
(Signed) LINDSAY & LEMOINE,
R. T. H., Q.

The Honourable D. DALY,
Provincial Secretary, &c.
Montreal.

TRINITY HOUSE,
3d April, 1846.

PRESENT:

The Honourable JOHN STEWART, Master.
HENRY LEMESURIER, Esquire, Deputy Master.
ROBT. YOUNG, Esquire, S. P. and Warden.
EDWARD BOXER, Esquire, H. M. and Warden.

Read a Petition from *Joseph Simpson*, heretofore apprentice to *Charles Joseph Adam*, Pilot, to His Excellency, the Administrator of the Government, complaining of this Corporation having refused in the month of September last to examine him as to his fitness as a Pilot owing to his being unable to read and write English, and being ignorant of Arithmetic as required by the Bye-Law of the 28th and 31st December, 1838, although the Board had admitted *Joseph Dion* as a Pilot under similar circumstances, the said Petition referred to this Board for their report thereon.

And reference being had to the Minutes of the Board, the cases of the said *Joseph Simpson* and *Jean Dion* appear as follows, viz.:—

JOSEPH SIMPSON'S CASE.

1840.
April 18th—His apprenticeship expires July, 1840.
July 7th—His time is sworn to.
1841.
May 18th—He is found competent in reading and writing, in conformity with the Bye-Law of the 13th May and 16th June, 1836.
June 11th—He is examined and remanded.
June 15th—He is examined and remanded.
Being in both cases found deficient as to his fitness to be a Pilot.
June 16th—From this date the Bye-Law of the 28th and 31st December, 1838, (obliging apprentices to read or write English and to have a knowledge of Arithmetic,) comes in force.
And *Joseph Simpson* does not make his appearance again until a lapse of four years and three months.
1845.
Sept'r. 2nd—He petitions to be examined as to his fitness as a Pilot, without undergoing an examination in respect to his knowledge of the English language and arithmetic.
To which the Board refuse their assent.
Sept'r. 5th—Mr. *Cauchon*, Advocate, is heard in support of *Simpson's* Petition, but the Board see no reason for deviating from their former decision.

1841. JEAN DION'S CASE.
May 4th—He is found competent in reading and writing under the Bye-Law of the 13th May and 16th June, 1836.
May 7th—He is examined as to his fitness as a Pilot, and found deficient. Jos. Simpson.
June 4th—He is examined as to his fitness as a Pilot, and found deficient.
1844.
June 4th—He is examined as to his fitness as a Pilot, and found deficient.
1845.
April 12th—He is found deficient in the working of a ship.
July 15th—He produces certificates of Masters of Vessels of his having worked vessels during the season.
July 29th—He is again examined, and being found competent to act as a Pilot, he obtained his certificate.

The Minutes here state that *Dion* was on the 15th instant approved by the Board for his knowledge of the English language and Arithmetic; but on reference to the Minutes of that date, it is found that the case is not therein so stated, which statements being considered, it was

Resolved, That should the Board thus appear to have been misled in the case of *Jean Dion*, it does not follow that *Joseph Simpson* should be recommended for a Branch, he being unable to read or write English, and having no knowledge of Arithmetic, as required by the Bye-Law.

Ordered, That a copy of the above minute be transmitted to Mr. Secretary *Daly*, for the information of His Excellency, the Administrator of the Government.

Attest,
(Signed) LINDSAY & LEMOINE,
R. T. H. Q.

Resolved, That the said Return be referred to a Select Committee, composed of Mr. *Cauchon*, the Honourable Mr. *Laterrière*, Mr. *Berthelot*, Mr. *DeWitt*, and Mr. *Bertrand*, to report thereon with all convenient speed; with power to send for persons, papers, and records.

The Order of the Day for the second reading of the Bill to repeal certain Acts and an Ordinance therein mentioned, relating to the Trinity House at *Montreal*, and to amend and consolidate the provisions thereof, being read; Trinity House Bill, (Montreal.)

The said Bill was accordingly read, and referred to a Select Committee, composed of the Honourable Mr. Attorney General *Smith*, the Honourable Mr. *Moffatt*, Mr. *Petrie*, the Honourable Mr. *Aylwin*, Mr. *Leslie*, the Honourable Mr. *Laterrière* and Mr. *Williams*, to report thereon with all convenient speed; with power to send for persons, papers, and records.

The Order of the Day for the second reading of the Bill for the Relief of *John Macara*, of the City of *Toronto*, Esquire, being read; Macara's Relief Bill.

The said Bill was accordingly read, and ordered to be Engrossed.

The Order of the Day for the second reading of the Bill to revive and amend the Act of *Upper Canada*, incorporating "the Cobourg Railroad Company," and for other purposes therein mentioned, being read; Cobourg Railroad Bill.

The said Bill was accordingly read, and committed to a Committee of the whole House on Monday next.

The Order of the Day for the second reading of the Bill to regulate the Study and Practice of Medecine, Surgery, and Midwifery in this Province, being read; Medicine and Surgery Bill.

The said Bill was accordingly read, and referred to a Select Committee, composed of the Honourable Mr. Attorney General *Smith*, Mr. *Taché*, Mr. *Bou-*

tillier, Mr. *Jessup*, and Mr. *Foster*, to report thereon with all convenient speed; with power to send for persons, papers, and records.

Barton Concession Line Bill.

The Order of the Day for the second reading of the Bill to convey a part of the Concession Line between the third and fourth Concessions of the Township of *Barton*, in the *Gore* District, to *Robert Jarvis Hamilton*, being read;

The said Bill was accordingly read, and referred to the Standing Committee on Private Bills.

Dempsey's Relief Bill.

The Order of the Day for the House in Committee on the Bill to authorize the Courts of Queen's Bench and Chancery, in *Upper Canada*, in their discretion, to admit *John W. Dempsey* to practise as an Attorney and Solicitor therein, being read;

Ordered, That the said Order of the Day be postponed until Monday next.

Leslie's Relief Bill.

The Order of the Day for the second reading of the Bill to indemnify *Anthony Leslie*, Inspector of Licenses, for having, in ignorance of the Law, voted at the last Election for the County of *Lanark*, being read;

The said Bill was accordingly read, and ordered to be Engrossed.

Trafalgar Road Bill.

The Order of the Day for the House in Committee on the Bill to incorporate certain persons as "the *Trafalgar*, *Equesing*, and *Erin* Road Company," being read;

The House accordingly resolved itself into the said Committee.

Mr. *Scott* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Scott* reported that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Great Western Railroad Extension Bill.

The Order of the Day for the House in Committee, on the Bill to incorporate a Company to extend the Great Western Railroad from *Hamilton* to *Toronto*, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Ermatinger* took the Chair of the Committee, and after sometime spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Ermatinger* reported that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Hastings Titles Bill.

The Order of the Day for the House in Committee on the Bill to remedy certain defects in the Registration of Titles, in the County of *Hastings*, in *Upper Canada*, being read;

Ordered, That the said Order of the Day be postponed until Monday next.

Vidal's Relief Bill.

The Order of the Day for the House in Committee on the Bill to vest in *Richard E. Vidal*, his heirs and assigns, the Government allowance for a Road across certain lots of land in the Township of *Sarnia*, in the *Western* District, now belonging to him; and on the sixth Report of the Standing Committee on Private Bills, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Lantier* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

Vidal's Relief Bill.

And Mr. *Lantier* reported that the Committee had gone through the Bill, without making any amendment thereto; and also that the Committee had come to a Resolution, which Resolution was again read at the Clerk's table, and agreed to by the House, and is as followeth:—

Resolved, That that part of the Sixth Report of the Standing Committee on Private Bills, which relates to the present Bill, be adopted.

Ordered, That the said Bill be Engrossed.

Government Roads Bill.

The Order of the Day for the second reading of the Bill to prevent the opening of Government allowances for Roads without an order from the Municipal Council of the District in which the said allowances are situated, being read;

Ordered, That the said Bill be read a second time on Monday next.

Attendance of Witnesses Bill, (L. C.)

The Order of the Day for the second reading of the Bill to enforce the attendance of Witnesses before Magistrates in *Lower Canada* in certain cases, being read;

The said Bill was accordingly read, and Committed to a Committee of the whole House.

Mr. *Cauchon* took the Chair of the Committee, and after sometime spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Cauchon* reported that the Committee had gone through the Bill, and had made several amendments thereto, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill, as amended, be Engrossed.

Orders Postponed.

Ordered, That the remaining Orders of the Day be postponed until to-morrow.

Then, on motion of the Honourable Mr. Attorney General *Smith*, seconded by Mr. Solicitor General *Taschereau*,

The House adjourned.

Veneris, 24° die Aprilis.

Anno Nono, Victoriæ Reginæ, 1846.

Petitions laid on the table.

THE following Petitions were severally brought up and laid on the table.

By the Honourable Mr. *Moffatt*,—The Petition of the Reverend *N. Guerout* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*.

By Mr. *Colvile*,—The Petition of *William Barrett* and *R. A. Symms*, Esquires, on behalf of the Commissioners of Common Schools for the Township of *Hemmingford*, in the County of *Beauharnois*.

By Mr. *Foster*,—The Petition of *Charles Allen* and others, of *Shefford*, in the County of *Shefford*.

By Mr. *Chabot*,—The Petition of *Thomas William Lloyd*, Esquire, and others, inhabitants and merchants of the City of *Quebec*.

By Mr. *Price*,—The Petition of *John Adams* and others, of the Township of *Pickering*, in the *Home* District; and the Petition of *Charles Mathews* and others, of the Township of *Pickering*, in the *Home* District.

By Mr. *Boulton*,—The Petition of the Right Reverend the Lord Bishop of *Toronto* and others, the Trustees Managing Committee, and others interested in the House of Industry of the City of *Toronto*.

By Mr. *Sherwood* of *Brockville*,—The Petition of *Thomas Percival* and others, members of the United Church of *England* and *Ireland*, in the Township of *Elizabethtown*, in the District of *Johnstown*; and the

Petitions laid on the table.

Petition of *Richard Percival* and others, members of the United Church of *England* and *Ireland*, in the District of *Johnstown*.

By the Honourable Mr. *Robinson*,—The Petition of the Reverend *Michael Harris, A. M.*, Rector, and others, the Wardens of *St. James'* Church, in *Perth*; and the Petition of *James Scott* and others, of *Orillia* and *Medonte*, in the District of *Simcoe*.

By the Honourable Mr. Attorney General *Smith*,—The Petition of the Reverend *David Connell* and others, of the Township of *Dunham*, in the County of *Missisquoi*; and the Petition of *Bemon P. Warner* and others, of the Township of *Dunham*, in the County of *Missisquoi*.

By the Honourable Mr. *Baldwin*,—The Petition of *George S. Cotter* and others, members of the United Church of *England* and *Ireland*, in the Mission of *Newmarket*, in the *Home* District; the Petition of *Thomas Augustus Haines*, Junior, on behalf of the members of the Baptist Church at *London*, in the County of *Middlesex*; and the Petition of the Reverend *Dugald Sinclair*.

By Mr. *Ermatinger*,—The Petition of the Reverend *J. Gunne* and others, members of the United Church of *England* and *Ireland*, in *Dawn* and other Townships in the Diocese of *Toronto*; the Petition of the Reverend *Richard Flood* and others, members of the United Church of *England* and *Ireland*, in *Delaware* and *Caradoc*, in the Diocese of *Toronto*; and the Petition of the Reverend *James Mockridge* and others, members of the United Church of *England* and *Ireland*, in the Township of *Warwick*, in the Diocese of *Toronto*.

By Mr. *Rousseau*,—The Petition of *Edouard G. Dugré* and others, of the Parish of *St. Michel d'Yamaska*.

By the Honourable Mr. *LaFontaine*,—The Petition of the Reverend *François P. Porlier* and others, of *Terrebonne*.

By Mr. Solicitor General *Taschereau*,—The Petition of the Reverend *Robert Knight* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*; and the Petition of *Narcisse Duchesnay*, Esquire, and others, of *Ste. Marie* and other Parishes, in the District of *Quebec*.

By Mr. *Thompson*,—The Petition of *Aaron Overholt*, of the Township of *Rainham*, in the District of *Talbot*.

By the Honourable Mr. Solicitor General *Sherwood*,—The Petition of *Thomas G. Ridout*, Esquire, and others, officers and members of the *Toronto* Mechanics' Institute.

Middlesex Election.

The Serjeant-at-Arms was directed, by Mr. Speaker, to bring to the Bar of the House *William Horton* and *Thomas D. Warren*, Esquires, Commissioners appointed to receive evidence in the matter of the Contested Election for the County of *Middlesex*, now in his custody.

The said Commissioners were accordingly brought to the Bar by the Serjeant-at-Arms.

William Horton, Esquire, interrogated.

Question 1.—Are you *William Horton*, Chairman of the Commissioners appointed by this House to take evidence in the matter of the Contested Election for the County of *Middlesex*?

Answer.—I am.

Thomas D. Warren, Esquire, interrogated.

Question 2.—Are you *Thomas D. Warren*, one of the Commissioners appointed by this House to take evidence in the matter of the Contested Election for the County of *Middlesex*?

Answer.—I am.

The Order of the House, of the thirty-first day of March last, for the appearance of *William Horton* and *Thomas D. Warren*, Esquires, Commissioners appointed to receive evidence on the Contested Election for the County of *Middlesex*, was read. Middlesex Election.

The Order of the House, of the twentieth of April instant, that the said Commissioners be taken into the custody of the Serjeant-at-Arms, attending this House, or his Deputy, was also read.

William Horton, Esquire, again interrogated.

Question 3.—Have you anything to say on your behalf, besides what is contained in your Petition, presented to this House?

Answer.—Nothing further.

Thomas D. Warren, Esquire, again interrogated.

Question 4.—Have you anything to say on your behalf, besides what is contained in your Petition, presented to this House?

Answer.—Nothing further.

Ordered, That *William Horton* and *Thomas D. Warren*, Esquires, be directed to withdraw.

Mr. *Horton* and Mr. *Warren* then withdrew.

The Honourable Mr. *Aylwin*, seconded by Mr. *Taché*, moved, that *William Horton* and *Thomas D. Warren*, Commissioners appointed by this House to take evidence in the matter of the Contested Election for the County of *Middlesex*, having neglected and delayed to make a Return to the said Commission, and having presumed to adjourn the proceedings under the same, to a period of time subsequent to the commencement of the present Session of Parliament, have been guilty of a high contempt and breach of the privileges of this House.

Mr. *Gowan* moved, in amendment, seconded by the Honourable Mr. *DeBleury*, That all the words after "moved" in the said motion be struck out, and the following substituted, "That *William Horton* "and *Thomas D. Warren*, Esquires, having this day "appeared at the Bar, pursuant to the order of this "House, and having answered all such questions as "were put to them, and having also by their petition "represented, that the cause for not having sooner "transmitted the evidence taken before them in the "case of the Controverted Election for the County "of *Middlesex*, was not owing to any contempt for, "or disrespect of the House, but solely to a miscon- "ception of their duty and to an anxious desire to "carry out the orders of the House, they be ad- "monished by Mr. Speaker and discharged."

The Question having been put upon the motion of amendment, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Boulton, Cayley, Colvile, Daly, De Bleury*, Attorney General *Draper, Ermatinger, Foster, Gowan, Jessup, Macdonald* of CORNWALL, *Macdonald* of KINGSTON, *Meyers, Moffatt, Monro, Murney, Petrie, Riddell, Sherwood* of BROCKVILLE, *Smith* of FRONTENAC, *Stewart* of BYTOWN, and *Webster*.—(22.)

NAYS.

Messieurs *Aylwin, Baldwin, Berthelot, Bertrand, Boutillier, Cauchon, Chalmers, Chauveau, Christie, Cummings, Desaunier, DeWitt, Dickson, Duggan, Franchère, Guillet, Lacoste, LaFontaine, Lantier, Laterrière, Laurin, Leslie, Macdonald* of GLENGARY, *Macdonell* of DUNDAS, *Macdonell* of STORMONT, *M'Connell, Méthot, Papineau, Powell, Price, Roblin, Rousseau, Scott, Seymour*, Solicitor General *Sherwood*, Attorney General *Smith, Smith* of WENTWORTH, *Stewart* of PRESCOTT, *Taché*, Solicitor General *Taschereau, Thompson, Viger, Williams* and *Woods*.—(44.)

So it passed in the negative.

The Honourable Mr. Solicitor General *Sherwood* then moved, in amendment to the main motion, seconded by Mr. *Williams*, That all the words after the word "guilty" in the said motion, be struck out,

Middlesex Election.

and the following substituted, "(though, in the opinion "of this House, unintentionally) of a breach of its "privileges."

The Question having been put upon the said motion of amendment, a division ensued, and the names being called for, they were taken down as followeth:

YEAS.

Messieurs *Chalmers, Christie, Colvile, Cummings, Daly, DeBleury, Dickson,* Attorney General *Draper, Duggan, Ermatinger, Foster, Guillet, Jessup, Macdonald* of CORNWALL, *Macdonald* of GLENGARY, *Macdonald* of KINGSTON, *Macdonell* of DUNDAS, *M'Connell, Méthot, Meyers, Moffatt, Monro, Murney, Papineau, Powell, Petrie, Robinson, Roblin, Seymour, Sherwood* of BROCKVILLE, Solicitor General *Sherwood, Smith* of FRONTENAC, Attorney General *Smith, Smith* of WENTWORTH, *Stewart* of BYTOWN, *Stewart* of PRESCOTT, Solicitor General *Taschereau, Thompson, Viger, Webster, Williams,* and *Woods.*—(42.)

NAYS.

Messieurs *Aylwin, Baldwin, Berthelot, Bertrand, Boutillier, Cauchon, Chauveau, Desaunier, DeWitt, Franchère, Lacoste, LaFontaine, Lantier, Laterrière, Laurin, LeMoine, Leslie, Macdonell* of STORMONT, *Price, Rousseau, Scott,* and *Taché.*—(22.)

So it was carried in the affirmative.

The Question being then put on the main motion, as amended, the House again divided thereon, and the names being called for, they were taken down as in the last preceding division.

So it was carried in the affirmative, and

Ordered, Accordingly.

The Honourable Mr. Solicitor General *Sherwood* moved, seconded by Mr. *Williams,* that *William Horton,* Esquire, and *Thomas D. Warren,* Esquire, Commissioners appointed to take evidence upon the trial of the Controverted Election for the County of *Middlesex,* be admonished by Mr. Speaker, for the breach of the privileges of this House, of which they have been guilty, and that they be then discharged.

The Question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Cayley, Chalmers, Christie, Colvile, Cummings, Daly, DeBleury, Dickson,* Attorney General *Draper, Duggan, Ermatinger, Foster, Guillet, Jessup, Macdonald* of CORNWALL, *Macdonald* of KINGSTON, *Macdonell* of DUNDAS, *Méthot, Meyers, Moffatt, Monro, Papineau, Powell, Petrie, Riddell, Robinson, Roblin, Scott, Seymour, Sherwood* of BROCKVILLE, Solicitor General *Sherwood, Smith* of FRONTENAC, Attorney General *Smith, Smith* of WENTWORTH, *Stewart* of PRESCOTT, Solicitor General *Taschereau, Thompson, Viger, Webster, Williams,* and *Woods.*—(41.)

NAYS.

Messieurs *Baldwin, Berthelot, Bertrand, Boutillier, Cauchon, Chauveau, Desaunier, DeWitt, Franchère, Gowan, Lacoste, LaFontaine, Lantier, Laterrière, Laurin, LeMoine, Leslie, Macdonald* of GLENGARY, *Macdonell* of STORMONT, *M'Connell, Price, Rousseau,* and *Taché.*—(23.)

So it was carried in the affirmative, and

Ordered, Accordingly.

Mr. Speaker acquainted the House that he intended addressing the Commissioners in the words following, viz.:—

William Horton and *Thomas D. Warren,* Esquires,

The offence of which you have been declared by this House to be guilty (though not intentionally), is of a very grave nature. The neglect and delay on your part to make a Return of your proceedings, and the adjournment of your sittings, contrary to law, to a period of time subsequent to the commencement of the present Session of Parliament, are in direct opposition to the Rules which ought to have been your guide, in a matter so vitally affecting the privileges and the very constitution of this House; I have therefore to admonish you, by order of the House, which I do; and I intimate to you the further order of the House that you be now discharged.

Middlesex Election.

Ordered, That *William Horton,* Esquire, and *Thomas D. Warren,* Esquire, do now attend at the Bar of the House.

The said *William Horton,* Esquire, and *Thomas D. Warren,* Esquire, were then called to the Bar of the House, and admonished by Mr. Speaker, and discharged.

Then they withdrew.

Message from Legislative Council.

A Message from the Legislative Council by *John Fennings Taylor,* Esquire, one of the Masters in Chancery.

Mr. SPEAKER,

Queen's College Estates Bill.

The Legislative Council have passed a Bill, intituled, "An Act to transfer to "Queen's College at "*Kingston,*" certain estates, rights, and liabilities of "'the University at *Kingston,*'" to which they desire the concurrence of the Assembly.

And then he withdrew.

An Engrossed Bill from the Legislative Council, intituled, "An Act to transfer to "Queen's College "at *Kingston,*" certain estates, rights, and liabilities "of the University at *Kingston,*" was read for the first time.

Report of Superintendant of Education.

Mr. Speaker laid before the House the Report of the Superintendent of Elementary Education for *Lower Canada,* for the year 1845.

(*For the said Report, see Appendix P.*)

Printed.

Ordered, That two hundred and fifty copies of the said Report be printed in each of the English and French languages, for the use of the Members of this House.

Magdalen Islands Address.

The Honourable Mr. *Daly,* one of Her Majesty's Executive Council, reported that he had, according to order, waited upon his Excellency, the Administrator of the Government, on the part of this House, with the Joint Address of both Houses, on the subject of the annexation of the *Magdalen* Islands to the Province of *Prince Edward* Island; and that His Excellency had been pleased to give the following answer:—

Honourable Gentlemen of the Legislative Council, and Gentlemen of the Legislative Assembly,

I entirely concur with the sentiments expressed in your Joint Address, against the annexation of the *Magdalen* Islands to the Government of *Prince Edward* Island, and I shall have much pleasure in recommending the subject to the Secretary of State for the favourable consideration of Her Majesty's Government.

Common School Bill, (U. C.)

An Engrossed Bill for the better establishment and maintenance of Common Schools in *Upper Canada,* was read for the third time.

Resolved, That the Bill do pass.

Ordered, That the Honourable Mr. Attorney General *Draper,* do carry the said Bill to the Legislative Council, and desire their concurrence.

Building Societies Bill.

An Engrossed Bill, to extend the provisions of the Act incorporating the *Montreal* Building Society to the several Cities and Towns in *Upper Canada,* was read for the third time.

Resolved, That the Bill do pass, and the Title be, "An Act to encourage the establishment of "certain Societies, commonly called Building "Societies, in that part of the Province of "*Canada,* formerly constituting *Upper Canada.*"

Ordered, That Mr. *Boulton* do carry the said Bill to the Legislative Council, and desire their concurrence.

Vidal's Relief Bill.

An Engrossed Bill, to vest in *Richard E. Vidal*, his heirs and assigns, the Government allowance for a road across certain lots of land in the Township of *Sarnia*, in the *Western* District, now belonging to him, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Woods* do carry the said Bill to the Legislative Council, and desire their concurrence.

Presbyterian Synod Relief Bill.

An Engrossed Bill, to enable the Ministers of the Associate Presbyterian Synod of *North America* to keep Registers of Baptisms, Marriages, and Burials, performed by them, and for other purposes, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Colvile* do carry the said Bill to the Legislative Council, and desire their concurrence.

Witnesses Attendance Bill, (L. C.)

An Engrossed Bill, to enforce the attendance of Witnesses before Magistrates in *Lower Canada*, in certain cases, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. Solicitor General *Taschereau* do carry the said Bill to the Legislative Council, and desire their concurrence.

Leslie's Indemnification Bill.

An Engrossed Bill, to indemnify *Anthony Leslie*, Inspector of Licenses, for having, in ignorance of the Law, voted at the late Election for the County of *Lanark*, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Leslie* do carry the said Bill to the Legislative Council, and desire their concurrence.

Macara's Relief Bill.

An Engrossed Bill, for the relief of *John Macara*, of the City of *Toronto*, Esquire, was read for the third time.

Resolved, That the Bill do pass, and the title be, "An Act for the relief of *John Macara*, of the "City of *Toronto*, Esquire, and of other So- "licitors, Writers, and Advocates, before the "Sheriffs' Courts of *Scotland*."

Ordered, That Mr. *Macdonald*, of *Kingston*, do carry the said Bill to the Legislative Council, and desire their concurrence.

Wild Fowl Preservation Bill.

An Engrossed Bill, for the better preservation of certain Wild Fowl, in the County of *L'Islet*, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Taché* do carry the said Bill to the Legislative Council, and desire their concurrence.

Petitions read.

Pursuant to the Order of the Day, the following Petitions were read.

Of *John A. Pierce* and others, who have purchased portions of the lands of the late Captain *William Duncan*, of *Williamsburgh*, in the County of *Dundas*; praying that the Bill granting letters of preference to *Juliet Vanzandt*, may not pass into a Law.

Of *Joseph Browitt* and others, of *Dereham*, and other Townships, in the District of *Brock*; praying for the construction of a Harbour at Port *Burwell*, and that the Township of *Bayham* may be annexed to the said District, in exchange for a part of the Township of *Nissouri*, to be annexed to the District of *London*.

Of *Robert Julyan*, Assistant Harbour Master of the Port of *Quebec*; praying that his duties may be defined, and that he may have a seat at the Trinity Board, during the absence of the Harbour Master; or that the said Harbour be divided into distinct Districts, and placed under the control of distinct Harbour Masters. Petitions read.

Of *William Tremain* and others, Lumbermen, and others; praying that the owners of Mills may be required to erect Slides of a certain size upon their Mill Dams.

Of *Edward Hollingsworth*, and others, members of the United Church of *England* and *Ireland*, in the Township of *Tyendinaga*, in the Diocese of *Toronto*; and of the Reverend *Paul Shirley*, and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Toronto*; praying that measures may be adopted for vesting in the Church Society of the Diocese of *Toronto*, for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall correspond with their share of the income arising from the same.

Of the Reverend *David Gibbs*, A. M., and others, of *Granby*; praying that the Clergy Reserve Lands may be sold, and their proceeds disposed of as the Legislature may deem fit.

Of *Pierre Curodeau* and others, Pilots for and below the Harbour of *Quebec*; praying for certain amendments to the proposed Bill relating to the Trinity House of *Quebec*, and to the *Quebec* decayed Pilot Fund.

Of the Mayor and Councillors of the City of *Quebec*; praying that rights of property be not vested in the Trinity House of *Quebec*, as respects the Harbour called the *Cul de Sac*.

Of *Pierre Pagé* and others, Pilots for the Harbour of *Montreal*; praying for certain amendments to the proposed Bill relating to the Trinity House of *Montreal*.

Of *F. M. Soulard*, Esquire, Mayor, and *Amable Morin*, Secretary, on behalf of the Municipal Council of the Parish of *St. Roch des Aulnets*; praying for aid to enable them to finish a wharf which they have commenced.

Of *Ferdinand Murphy* and others, of the Parish of *St. Gabriel de Valcartier*; praying that part of the Road from *Valcartier* to *Quebec*, called the Middle Road, may be Macadamized.

Of *William Parks* and others, of the Parish of *St. Benoit*, in the County of *Two Mountains*; praying for the construction of a Road according to a certain survey from the Parish of *St. Eustache* to the Township of *Grenville*.

Resolved, That the Petition of *John A. Pierce* and others, who have purchased portions of the lands of the late Captain *William Duncan*, of *Williamsburg*, in the County of *Dundas*, be referred to a Select Committee, composed of Mr. *Macdonell* of *Dundas*, Mr. *Scott*, Mr. *Chalmers*, Mr. *Lantier*, Mr. *Cummings*, and Mr. *Macdonald* of *Cornwall*, to examine the contents thereof, and to report thereon, with all convenient speed; with power to send for persons, papers, and records. Petitions referred:—J. A. Pierce, et al.

Ordered, That the Petition of *Pierre Pagé* and others, Pilots for the Harbour of *Montreal*, be referred to the Select Committee to which was referred the Bill to repeal certain Acts and an Ordinance therein mentioned, relating to the Trinity House at *Montreal*, and to amend and consolidate the provisions thereof. P. Pagé, et al.

Ordered, That the Petition of *Ferdinand Murphy*, and others, of the Parish of *St. Gabriel de Valcartier*, be referred to the Select Committee, to which was referred the Petition of *Jean Baptiste Pagé* and others, inhabitants of the Parish of *L'Ancienne Lorette*, and other references. F. Murphy, et al.

J. Ferrier, Esq. et al.

The Honourable Mr. *Moffatt* moved, seconded by Mr. *Macdonald* of *Cornwall*, that the Petition of *James Ferrier*, Esquire, Mayor and others, Members of the Municipal Council of the City of *Montreal*, be referred to a Select Committee, composed of the Honourable Mr. *Moffatt*, the Honourable Mr. *DeBleury*, Mr. *Gowan*, Mr. *LeMoine* and Mr. *Leslie*, to examine the contents thereof, and to report thereon, with all convenient speed; with power to send for persons, papers, and records.

The Question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Christie*, *Colvile*, *Cummings*, *Daly*, *DeBleury*, Attorney General *Draper*, *Duggan*, *Foster*, *Gowan*, *Hall*, *Jessup*, *Johnston*, *Macdonald* of CORNWALL, *Macdonald* of KINGSTON, *Macdonell* of DUNDAS, *M'Connell*, *Meyers*, *Moffatt*, *Monro*, *Murney*, *Petrie*, *Robinson*, *Seymour*, Solicitor General *Sherwood*, *Smith* of FRONTENAC, Attorney General *Smith*, *Stewart* of BYTOWN, *Viger*, and *Williams*.—(29.)

NAYS.

Messieurs *Baldwin*, *Berthelot*, *Boutillier*, *Cauchon*, *Chauveau*, *DeWitt*, *Franchère*, *LaFontaine*, *Lantier*, *Laurin*, *LeMoine*, *Leslie*, *Méthot*, *Powell*, *Rousseau*, *Scott*, *Smith* of WENTWORTH, *Taché*, Solicitor General *Taschereau*, and *Thompson*.—(20.)

So it was carried in the affirmative, and

Resolved, Accordingly.

Private Bills.

Mr. *Price*, from the Standing Committee on Private Bills, presented to the House the Tenth Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

"Universalists."

Your Committee have considered the Petitions of the Reverend *David Leavitt* and others, and of the Reverend *Benjamin Fralick* and others, members of the Christian Universalist Association of *Canada West*; praying that they may enjoy the same privileges as other Religious Bodies; and they beg to recommend the prayer of the said Petitions.

"New Jerusalem Church."

With regard to the Petition of the Reverend *John Harlim* and others; praying the same privileges for the "*New Jerusalem* Church;" your Committee, without intending to express any opinion adverse to admitting this denomination to the privileges enjoyed by many others, feel it their duty to state that they have not had that evidence adduced in proof that the body in question is of that numerical extent in this province, as to render specific legislation in its behalf expedient.

Report on Petition of Mayor, &c. of Quebec.

Mr. *Chabot*, from the Select Committee to which was referred the Petition of the Mayor and Councillors of the City of *Quebec*, and other References, with power to report from time to time; presented to the House the Second Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Your Committee have considered the Petition from the said Mayor and Councillors; which prays that the Act incorporating the City of *Quebec*, may be so amended as to provide for the Election of Assessors; and having taken the evidence of *George O'Kill Stuart*, Esquire, Mayor of *Quebec*, (which is appended hereto,) they are fully persuaded of the propriety of granting the powers prayed for. Your Committee have also examined the Petition of the said Mayor and Councillors, of the said City of *Quebec*; praying for the establishment of a Mayor's Court in the said City; and your Committee do not think proper to recommend the establishment of such a Court under present circumstances.

Your Committee have also examined the Petition of *Julien Chouinard* and others, Merchants of the said City of *Quebec*, complaining of the abuses resulting from the liberty which is allowed to the Pedlars in carrying on their business in the streets and public places in the said City; and your Committee recommend that measures be adopted to remedy these abuses.

Report on Petition of Mayor, &c. of Quebec.

MINUTES OF EVIDENCE.

George O'Kill Stuart, Esquire, Mayor of the City of *Quebec*, called in and examined.

What circumstances have induced the Corporation of the City of *Quebec* to apply to the Legislature for an amendment of their Act of Incorporation, so far as respects the election or appointment of Assessors?—The circumstances are, that at the election of Councillors for the present year, which took place in February last, an Assessor was elected for *St. Lewis* Ward, and another for *Champlain* Ward: after these elections it was ascertained that both these elections were void, neither of the parties elected being qualified,—the one chosen for *St. Lewis* Ward, by reason of non-residence, and the one for *Champlain* Ward by reason of his means not enabling him to qualify to the amount of £500. The Act of Incorporation makes no provision for a new election, the consequence of which will be, that these two Wards being without Assessors, there can be no assessment for the current year for the Wards above-mentioned, and one-third of the entire City revenue will be thereby lost, unless the Legislature interfere, and remedy the defect in the law above-mentioned.

Is there any other enactment which it is considered by the Council of the said City, might, with advantage be added to the Act incorporating the said City?—Yes, the establishment of a Mayor's Court, as appears by the following Resolution, unanimously adopted by the Council on the 1st instant:—"Resolved, on motion of Mr. *Belleau*, seconded by Mr. *Tessier*, That His Worship the Mayor be authorized to address the Legislature of this Province, in its present Session, for the establishment of a Mayor's Court, with all the necessary powers, and such as are vested in the Mayor's Court at *Montreal*." The circumstances that led to the passing of this Resolution are, that at present, and for a long time passed, it has been found impossible to enforce the levying of a large portion of the assessments, as well as the execution of the Bye-Laws of the Corporation imposing penalties for non-observance of their provisions. As respects the assessments, a large number of persons are assessed in sums varying from a few pence to twenty shillings; the mode of recovering these sums is by proceedings before the weekly sittings. The costs in these cases are, first, to the Clerk of the Peace, for the summons; secondly, for the bailiff; and, thirdly, to the attorney: making in all about fifteen shillings law costs, before the case appears even before the Magistrate, the consequence of which is, that a poor person who in many cases has not paid his one, two, or three shillings, the amount of his assessment, merely from neglect or inadvertance, and he being at the same time perfectly willing to pay, upon calling at the Office of the City Treasurer to do so, is informed that the amount cannot be received unless he pays, over and above his assessment, something like ten times the amount, and some times more as law costs: the consequence of this is, that the class of persons above-mentioned, when sued, abstain from paying altogether. In this state of the case, the Corporation is obliged to proceed to judgment, at which stage the costs amount between one and two pounds; judgment obtained, after proceeding to execution, it is found in many of these cases that the amount levied is not sufficient to pay the expense of carting the effects sold to the market place; the consequence of which is, that the

Report on Petition of Mayor, &c. of Quebec.

Corporation find it far more profitable to the City to absolve these persons from the payment of their assessment, by not suing them, than to sue them and get nothing. It so happens that in addition to the above heavy burden imposed on the citizens of *Quebec* in the shape of law costs, the prosecutions fail from errors committed by Assessors in not procuring correctly the names of the parties assessed; in such cases the prosecutions are dismissed from want of form, and the Corporation in many cases has to pay double costs; all this occasions a loss to the City of about a thousand pounds per annum, from arrears of assessments alone. Then as respects the enforcing of the regulations passed for the good government of the City, similar costs attend prosecutions for a breach of these; objections to form of every description are continually raised to these suits, and in most cases successfully; and when they are unsuccessful a *Certiorari* is issued, which stays the execution for an indefinite period of time, and in most cases altogether,—the consequence of which is, that nuisances and obstructions in the streets cannot be removed by an enforcement of the Bye-Laws of the Corporation. Such is the administration of justice in relation to these matters at the present time, that no matter however injurious to the health of the City the continuance of a nuisance may be, or whatever may be the danger to which the citizens are exposed from obstruction in the highway, there is no mode of removing them until after a long and vexatious litigation, in many cases unsuccessful from some defect in matters of form. It is to remedy these evils that the Corporation desire the establishment of a Mayor's Court of a description similar to that established in *Montreal*, which I have been informed has proved a remedy for similar evils of which the Corporation there had to complain. The costs in such a Court must of necessity be trivial, and I should say not more than equivalent to the mere disbursement occasioned by the prosecution. I have only to add, that so sensible are the citizens of *Quebec* of the necessity of a remedy to the evils of the present system, in the particulars above stated, that there was not a dissenting voice in the Corporation when the application to the Legislature for a Mayor's Court (above quoted) was resolved upon.

Quebec Incorporation Amendment Bill.

Ordered, That Mr. *Chauveau* have leave to bring in a Bill further to amend the Ordinances incorporating the City of *Quebec*, and for other purposes.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Thursday next.

Report on Petition of Navigators of Saguenay, &c.

The Honourable Mr. *Laterrière*, from the Select Committee to which was referred the Petition of *James Alexander* and others, Navigators, residing in the County of *Saguenay*, and other references, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Your Committee having taken into consideration the Petition of *James Alexander* and others, *William Price* and *Joseph Hovington*, and *Ephraim Tremblay*, beg leave to recommend the introduction of a Bill, to enable the Trinity House at *Quebec* to examine persons desirous of being Branched as Pilots for the River *Saguenay*, and to give branches to such and so many persons duly qualified therefor, as the said Trinity House shall deem necessary.

Saguenay Pilotage Bill.

Ordered, That the Honourable Mr. *Laterrière* have leave to bring in a Bill to make special provision for the Pilotage of Vessels bound to the River *Saguenay*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next.

Courts of Assize, (U.C.)

Mr. *Roblin* moved, seconded by Mr. *Powell*, That this House do now resolve itself into a Committee of the whole House, to take into consideration the propriety of repealing so much of the Statute eighth *Victoria*, chapter fourteen, of *Upper Canada*, as provides that the Courts of Assize and *Nisi Prius* shall be held but once in each year in the Districts of *Prince Edward*, *Colborne* and *Talbot*.

The Question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth.

YEAS.

Messieurs *Aylwin*, *Baldwin*, *Berthelot*, *Bertrand*, *Boutillier*, *Cauchon*, *Christie*, *Cummings*, *Desaunier*, *Franchère*, *Hall*, *Laterrière*, *Laurin*, *LeMoine*, *Macdonald* of KINGSTON, *Méthot*, *Meyers*, *Monro*, *Murney*, *Nelson*, *Powell*, *Price*, *Roblin*, *Rousseau*, and *Taché*.—(25.)

NAYS.

Messieurs *Boulton*, *Cayley*, *Colvile*, *DeBleury*, Attorney General *Draper*, *Duggan*, *Foster*, *Gowan*, *Johnston*, *LeBoutillier*, *Macdonald* of CORNWALL, *Macdonald* of GLENGARY, *Macdonell* of DUNDAS, *Macdonell* of STORMONT, *M'Connell*, *Merritt*, *Papineau*, *Petrie*, *Riddell*, *Robinson*, Solicitor General *Sherwood*, *Smith* of FRONTENAC, Attorney General *Smith*, *Stewart* of PRESCOTT, *Viger*, *Webster*, and *Williams*.—(27.)

So it passed in the negative.

Address, Quebec Trinity House and Corporation.

On motion of Mr. *Chauveau*, seconded by the Honourable Mr. *Aylwin*,

Resolved, That an humble Address be presented to His Excellency the Governor General, praying that His Excellency will be pleased to cause to be laid before this House, copies of all correspondence between the Executive Government of this Province and the *Quebec* Trinity House and the Corporation of the City of *Quebec*, concerning the Beaches of the River *St. Charles*, and of the Orders and Resolutions of the Council on that subject.

Ordered, That the said Address be presented to His Excellency the Governor General, by such Members of this House as are of the Honourable the Executive Council of this Province.

Toronto Hospital.

Resolved, That a Select Committee, composed of Mr. *Monro*, Mr. *Williams*, Mr. *Price*, Mr. *Dickson*, and Mr. *Macdonell* of *Dundas*, be appointed to enquire into the affairs of the *Toronto* Hospital Endowments, to report thereon with all convenient speed; with power to send for persons, papers, and records.

Instruction to a Committee.

On motion of Mr. *Christie*, seconded by Mr. *LeBoutillier*,

Ordered, That it be an instruction to the Select Committee to which was referred the Bill to amend and consolidate the Laws and Ordinances now in force relating to the powers and duties of the Corporation of the Trinity House of *Quebec*, to Pilots and Pilotage in the Port of *Quebec*, and to the *Quebec* Decayed Pilot Fund, and for other purposes; to enquire into the expediency of re-uniting the Trinity Houses of *Quebec* and *Montreal*.

Further Instruction.

On motion of the Honourable Mr. *Laterrière*, seconded by Mr. *Cauchon*,

Ordered, That it be a further instruction to the said Committee to enquire whether it would not be expedient to establish a Navigation School at *Quebec*, wherein Pilots' Apprentices and Mariners of all classes might be gratuitously

Further instruction.

taught Mathematics and the use of Nautical Instruments in the English and French languages; and to provide books, maps, and all other necessary means to demonstrate the theory and practice of that science: also, whether the vessel employed by the *Quebec* Trinity House in the service of Light Houses and Provision Depots at different places on the *St. Lawrence* might not, while engaged in that service, be placed at the disposal of the Professor of that School, conjointly with the Captain of the said vessel, for the purpose of demonstrating that science in practice and in theory, in order to instruct Pilots' Apprentices and other Students, and Mariners of all classes, in the art of Navigation; whether the Students, while gratuitously performing duty on board the said vessel, should not be fed and provided for, when on such service, at the expense of the Province or the Trinity House; also, to enquire into the costs of maintaining such an Institution, whether for the salary of the Professor, for the Instruction Room, Maps, Instruments, and the said Vessel.

"Universalists" Relief Bill.

Ordered, That Mr. *Powell* have leave to bring in a Bill to afford relief to the Religious Society denominating themselves "The Christian Universalist Association of *Canada West.*"

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

On motion of Mr. *Williams,* seconded by Mr. *Petrie,*

West Halton Election.

Ordered, That the Select Committee appointed to try the merits of the Petition of *James Durand,* Esquire, complaining of the undue Election and return of *James Webster,* Esquire, the Sitting Member for the West Riding of the County of *Halton,* have leave to adjourn until Tuesday the twenty-eighth day of April instant, at ten o'clock in the forenoon, in consequence of the contemplated absence of Mr. *Chabot.*

Trafalgar Road Bill.

Mr. *Scott,* from the Committee of the whole House on the Bill to incorporate certain persons as "the "*Trafalgar, Esquesing,* and *Erin* Road Company," reported, according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill, as amended, be Engrossed.

Great Western Railroad Extension Bill.

Mr. *Ermatinger* from the Committee of the whole House, on the Bill to incorporate a Company to extend the Great Western Railroad from *Hamilton* to *Toronto,* reported, according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill, as amended, be Engrossed.

Militia Bill.

The Order of the Day for the House in Committee, on the Bill for the better regulation of the Militia of this Province, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Jessup* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Jessup* reported the Bill back to the House.

Militia Bill.

Resolved, That the said Bill be referred to a Select Committee, composed of the Honourable Mr. Attorney General *Draper,* the Honourable Mr. Attorney General *Smith,* the Honourable Mr. *LaFontaine,* Mr. *Taché,* Mr. *Seymour,* the Honourable Mr. *Laterrière,* and Mr. *Riddell,* to report thereon with all convenient speed; with power to send for persons, papers, and records.

Penitentiary Bill.

The Order of the Day for the House in Committee, on the Bill to consolidate and amend the Laws relating to the Provincial Penitentiary, being read;

The House accordingly resolved itself into the said Committee.

Mr. *LeMoine* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *LeMoine* reported that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House whenever it shall be pleased to receive the same.

Ordered, That the Report be received on Monday next.

Forgery Bill.

The Order of the Day for the second reading of the Bill to amend the Law in cases of Forgery, being read;

The said Bill was accordingly read, and ordered to be engrossed.

District Courts Bill (U. C.)

The Order of the Day for the House in Committee on the re-committed Bill to amend an Act passed during the last Session of this Parliament, intituled, "An Act to amend, consolidate, and reduce into one "Act, the several laws now in force establishing or "regulating the practice of District Courts, in the "several Districts of that part of this Province for-"merly *Upper Canada,*" being read;

The House accordingly resolved itself into the said Committee.

Mr. *Rousseau* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Rousseau* reported that the Committee had gone through the Bill without making any further amendment thereto, which he was directed to report to the House whenever it shall be pleased to receive the same.

Ordered, That the Report be received on Monday next.

Orders postponed.

Ordered, That the remaining Orders of the Day be postponed until Monday next.

Then, on motion of the Honourable Mr. Attorney General *Draper,* seconded by Mr. *Dickson,*

The House adjourned until Monday next.

Lunæ, 27° die Aprilis.

ANNO NONO, VICTORIÆ REGINÆ, 1846.

Petitions laid on the table.

THE following Petitions were severally brought up and laid on the table:—

By the Honourable Mr. Attorney General *Draper,* —The Petition of *John Wilson,* of *London,* in the District of *London.*

By Mr. *Powell,*—The Petition of *Joseph Culver* and others, of the Township of *Woodhouse,* in the District of *Talbot.*

By Mr. *Jessup,*—The Petition of the Reverend *Robert Boyd* and others, inhabitants of the Town of *Prescott* and vicinity; and the Petition of *Joseph Leeming* and others, of *Oxford* and other Townships, in the District of *Johnstown.*

Petitions laid on the table.

By the Honourable Mr. *Robinson*,—The Petition of *William Dixon*, a Messenger to the Legislative Assembly.

By Mr. *Boulton*,—The Petition of the Reverend *G. M. Armstrong* and others, members of the United Church of *England* and *Ireland*, in the Township of *Louth*, in the District of *Niagara*; the Petition of *John Watson* and others, Distillers, of the City of *Toronto*; the Petition of the Reverend *William M'Murray* and others, of the Village and Township of *Ancaster* (relating to Education); and the Petition of the Reverend *William M'Murray* and others, of the Village and Township of *Ancaster*, in the District of *Gore* (relating to King's College).

By Mr. *Hall*,—The Petition of *Archibald M'Fadyen* and others, of the Township of *Eldon*, in the District of *Colborne*.

By Mr. *Price*,—The Petition of *Newton Bosworth* and others, members of the Baptist Church in *Paris*.

By Mr. *Ermatinger*,—The Petition of *John Taylor* and others, members of the United Church of *England* and *Ireland*, in the Townships of *Adelaide* and *Metcalfe*, in the Diocese of *Toronto*.

By the Honourable Mr. *La Fontaine*,—The Petition of *Alexis Laframboise*, Esquire, and others, of the City of *Montreal*.

By the Honourable Mr. *Baldwin*,—The Petition of *John Reid* and others, students of the *Toronto* Medical School.

By the Honourable Mr. *Aylwin*,—The Petition of *Hypolite Dubord*, Esquire, and others, Ship Builders, Carpenters, and others, of the City of *Quebec*, interested and engaged in the building and construction of Ships.

By Mr. *Scott*,—The Petition of *John Earle* and others, of the Parish of *Ste. Scholastique*, in the County of *Two Mountains*.

Montreal Agricultural Society Petition.

A Petition of the Honourable *A. N. Morin*, Vice President of the Agricultural Society of the County of *Montreal*, was presented by Mr. *Scott*, setting forth:—

That the said Society has acted as the District Society for the District of *Montreal*, for the year one thousand eight hundred and forty-five. That there has remained in the hands of the Treasurer a balance of Seventy-four Pounds Five Shillings, currency, upon the allowance to the District Society, which the said Society intended to apply in the present year to the purchase of two useful implements, called *Hussey's* Reaping Machine, being then unaware that the time in which they were authorized to employ such balance had expired since February last. That a remedial provision By-law, to cover the said difficulty, in enabling the Society to promote the useful object they had in view, would cause injury to none, as the Society coming next, as the District Society, would obtain from the Public Funds the sum allowed for the current year; and praying the House to take the said Petition into favourable consideration, and grant to the Agricultural Society for the County of *Montreal* the relief prayed for.

On motion of Mr. *Scott*, seconded by the Honourable Mr. *La Fontaine*,

Ordered, That the said Petition be now read, and that the Rule of this House, of the Twenty-eighth of June, 1841, be suspended, as to the present Petition.

The said Petition was read accordingly.

Trafalgar Road Bill.

An Engrossed Bill, to incorporate certain persons as "the *Trafalgar*, *Esquesing*, and *Erin* Road Company," was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Chalmers* do carry the said Bill to the Legislative Council, and desire their concurrence.

Forgery Bill.

An Engrossed Bill, to amend the Law in cases of Forgery, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. Solicitor General *Taschereau* do carry the said Bill to the Legislative Council, and desire their concurrence.

Petitions Read.

Pursuant to the Order of the Day, the following Petitions were read:—

Of *M. Scott* and others, of the Parish of *St. Nicholas*; praying for the establishment of a Registry Office in the Parish of *St. Joseph de la Pointe Levi*.

Of *H. W. Barwick* and others, of the District of *Brock*; praying for the removal of the Registry Office of the said District to *Woodstock*, and that suitable provision be made for its being kept there.

Of *Taylor Little* and others, of the Township of *Hatley*, in the County of *Stanstead*; praying that they may be relieved from the payment of Rents in arrear and Interest, due by them on Clergy Reserve Lands which they occupy.

Of *Daniel M'Nab*, Esquire, and others, of the Town of *Hamilton*, in the District of *Gore*; praying that the University of King's College may be emancipated from all sectarian influence.

Of *Edward Malloch*, Esquire; praying for an investigation into certain complaints against the Ordnance Department at *Bytown*.

Of *Milo M'Cargar*, Esquire, and others, of *South Gower*; praying that Mr. *Jones'* Survey of a certain Road from *Prescott*, may not be adopted without further investigation.

Of *Hyacinthe St. Germain* and others, of the Parish of *St. Eustache*; praying that the late Survey of a Road through the said Parish and *St. Martins* may be adhered to, and that the said Road be made without delay.

Of *James Donahoo*, of the Township of *Marlborough*, in the District of *Dalhousie*; praying for remuneration in consideration of injuries sustained by him in his health during the late Rebellion.

Of *James Seelye*, of the Township of *Elizabethtown*, in the County of *Leeds*; praying to be placed on the Militia Pension List.

Of *L. Esdras Manseault*, Esquire, Mayor, and others, the Municipal Councillors of the Parish of *St. Antoine de la Baie du Febvre*, in the County of *Yamaska*; praying for amendments to the Sleigh Ordinance.

Of *Michel Honoré St. Jorre*, of the Parish of *Rivière Ouelle*; praying that certain arrears due to him by the Municipal Council of *Kamouraska* be paid to him.

Of *Cyprien LeBel*, Esquire, and *F. H. Pinet*, on behalf of the Municipal Council of the Parish of *St. Louis de Kamouraska*; praying for the establishment of a Court of Justice in the said Parish.

Of *Cyprien LeBel*, Esquire, and *F. H. Pinet*, on behalf of the Municipal Council of the Parish of *St. Louis de Kamouraska*; praying that an aid be granted them to make a Road from the said Parish to the River *St. John*.

Of *Charles Chapais*, Esquire, Mayor, on behalf of the Municipal Council of *St. Denis de la Bouteillerie*; praying for aid to finish a Road commenced by them.

Of *Richard Somerville* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*; of the Reverend *N. Guerout* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*; and of the Reverend *Robert Knight* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*; praying that measures may be adopted for vesting in the Church Society of the Diocese of *Quebec*, for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall

Petitions Read.

correspond with their share of the income arising from the same.

Of *William Barrett* and *R. A. Symms*, Esquires, on behalf of the Commissioners of Common Schools for the Township of *Hemmingford*, in the County of *Beauharnois*; praying for certain amendments to the Common School Act.

Of *Charles Allen* and others, of *Shefford*, in the County of *Shefford*; and of the Reverend *David Connell* and others, of the Township of *Dunham*, in the County of *Missisquoi*; praying that the Clergy Reserve Lands may be sold, and their proceeds disposed of as the Legislature may deem fit.

Of *Thomas William Lloyd*, Esquire, and others, inhabitants and merchants of the City of *Quebec*; praying that certain alterations in the Duties of Customs, asked for by the Petition of the Board of Trade of *Quebec*, may not be granted.

Of *John Adams* and others, of the Township of *Pickering*, in the *Home* District; praying that no partition be made of the endowment of King's College, but that it be secured from mismanagement, and that certain alterations be made in the Charter of the said College.

Of *Charles Matthews* and others, of the Township of *Pickering*, in the *Home* District; praying that no division be made of the Clergy Reserve Lands, but that measures may be adopted to have them placed under the control of the Legislature, for the support of General Education.

Of the Right Reverend the Lord Bishop of *Toronto* and others, the Trustees, managing Committee, and others, interested in the House of Industry, in the City of *Toronto*; praying for aid to enlarge and carry on the said Institution.

Of *Thomas Percival* and others, members of the United Church of *England* and *Ireland*, in the Township of *Elizabethtown*, in the District of *Johnstown*; praying that the said Church may have the control of its share of the Common School Funds.

Of *Richard Percival* and others, members of the United Church of *England* and *Ireland*, in the District of *Johnstown*; and of *James Scott* and others, of *Orillia* and *Medonte*, in the District of *Simcoe*; praying that no Act may be passed to destroy the religious character and invade the chartered rights of the University of King's College.

Of the Reverend *Michael Harris*, A.M., Rector, and others, the Wardens of *St. James'* Church, in *Perth*; praying that a certain piece of Road in the said Town, asked for by the Reverend Mr. *M'Donagh*, for the erection of a Roman Catholic Church, may not be granted.

Of *Bemon P. Warner* and others, of the Township of *Dunham*, in the County of *Missisquoi*; praying that all denominations of Christians may have their just share in the management of King's College; and that all public grants be withheld from *M'Gill* College, unless it be placed upon the same footing.

Of *George S. Cotter* and others, members of the United Church of *England* and *Ireland*, in the Mission of *New Market*, in the *Home* District; of the Reverend *J. Gunne* and others, members of the United Church of *England* and *Ireland*, in *Dawn* and other Townships, in the Diocese of *Toronto*; of the Reverend *Richard Flood* and others, members of the United Church of *England* and *Ireland*, in *Delaware* and *Caradoc*, in the Diocese of *Toronto*; and of the Reverend *James Mockridge* and others, members of the United Church of *England* and *Ireland*, in the Township of *Warwick*, in the Diocese of *Toronto*; praying that measures may be adopted for vesting in the Church Society of the Diocese of *Toronto*, for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall correspond with their share of the income arising from the same.

Petitions Read.

Of *Thomas Augustus Haines*, Junior, on behalf of the members of the Baptist Church at *London*, in the County of *Middlesex*; and of the Reverend *Dugald Sinclair*, on behalf of the members of the Baptist Church at *Lobo*, in the County of *Middlesex*; praying that the Imperial Act for the disposal of the Clergy Reserve Lands may not be interfered with.

Of *Edouard Dugré* and others, of the Parish of *St. Michel d'Yamaska*; praying that the Sleigh Ordinances be repealed.

Of the Reverend *François P. Porlier* and others, of *Terrebonne*; praying that the Registry Office may be kept at the Village of *Terrebonne*, where it now is.

Of *Narcisse Duchesnay*, Esquire, and others, of *Ste. Marie* and other Parishes in the District of *Quebec*; calling the attention of the House to the Municipal and Education Laws, and praying that some indemnity be granted to Jurors for their services.

Of *Aaron Overholt* and others, of the Township of *Rainham*, in the District of *Talbot*; praying that the Clergy Reserve Lands may not be placed under the control of any Religious Society, but that they be sold and disposed of as the Legislature may deem fit.

Of *Thomas G. Ridout*, Esquire, and others, officers and members of the *Toronto* Mechanics' Institute; praying for a grant to enable them to liquidate a debt incurred for building.

Petitions Referred:—

Ordered, That the Petition of Sir *Allan N. MacNab* and others, in behalf of the inhabitants of the Town of *Hamilton*, be referred to the Standing Committee on Private Bills.

Sir Allan N. MacNab, et al.

David Gibbs, A. M., et al.

Ordered, That the Petition of the Reverend *David Gibbs, A. M.*, and others, of *Granby*, be referred to the Select Committee to which was referred the Petition of *George Roe* and others, of the County of *Russell*, and other references.

T. Little, et al.

Resolved, That the Petition of *Taylor Little* and others, of the Township of *Hatley*, in the County of *Stanstead*, be referred to a Select Committee, composed of Mr. *M'Connell*, Mr. *Gowan*, Mr. *Hale*, Mr. *Brooks*, and Mr. *Lantier*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

G. Shaw.

Resolved, That the Petition of *George Shaw*, of the City of *Montreal*, be referred to a Select Committee, composed of the Honourable Mr. *Robinson*, Mr. *Duggan*, and Mr. *Macdonell* of *Stormont*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

M. Scott, et al.

Ordered, That the Petition of *M. Scott* and others, of the Parish of *St. Nicholas*, be referred to the Select Committee to which was referred the Petition of *F. H. Guay*, Esquire, and others, of the Parish of *St. Joseph de la Pointe Levi*, and other Parishes, in the County of *Dorchester*.

J. H. Culp.

Resolved, That the Petition of *J. H. Culp*, of the Township of *Stamford*, in the District of *Niagara*, be referred to a Select Committee, composed of Mr. *Cummings*, Mr. *Merritt*, Mr. *Macdonell* of *Stormont*, Mr. *Seymour*, and Mr. *Powell*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

On motion of the Honourable Mr. *DeBleury*, seconded by Mr. *Jobin*,

Committee dissolved.

Ordered, That the Select Committee to which was referred the Petition of *N. B. Desmarteau* and others, of *Montreal*, be dissolved; and that the said Petition be referred to the Select Committee to which was referred the Petition of *E. Guy*, Esquire, and others, residing on the Lower *Lachine* Road, and other references.

Montreal Agricultural Society.

Ordered, That the Petition of the Honourable *A. N. Morin*, Vice President of the Agricultural Society for the County of *Montreal*, be referred to the Select Committee to which was referred the Petition of the Reverend *J. Paquin* and others, of the County of *Two Mountains*.

J. M. Quimby, et al.

Ordered, That the Petition of *John M. Quimby* and others, of a part of the Township of *Stanstead*, be referred to the Select Committee to which was referred the Petition of *Taylor Little* and others, of the Township of *Hatley*, in the County of *Stanstead*.

Sister Forbes, et al.

Ordered, That the Petition of *Sister E. Forbes dite M'Mullen*, Superior, and other Ladies, the Religious the Sisters of Charity of the General Hospital of *Montreal*, (*Sœurs Grises*), be referred to the Standing Committee on Private Bills.

Despatch on subject of Duties on Grain.

The Honourable Mr. Attorney General *Draper*, one of Her Majesty's Executive Council, laid before the House, by command of His Excellency, the Governor General, Copy of a Despatch from the Right Honourable *W. E. Gladstone*, on the subject of duties on Wheat, Flour, or other Grain.

(Copy.)

No. 48.

Downing Street,
1st April, 1846.

My Lord,

I have received Your Lordship's Despatch, No. 19, of the 25th February last, in which you enclose a Memorial from the Board of Trade at Montreal, praying that, in consideration of the injury which the Memorialists apprehend from the anticipated change in the Corn Law of this Country, Her Majesty's Government would recommend the repeal of the Provincial Act imposing a local duty of 3s. per quarter on Foreign Wheat imported into *Canada*,—that the Imperial duty of 2s. per barrel on Foreign Flour brought into the Province may be repealed, and that Grain Flour and Meal, of whatever origin, may be introduced from *Canada* into the United Kingdom free of duty.

1. The Despatches noted in the margin, which I have had occasion to address to Your Lordship on the subject of the Trade of *Canada*, will have already explained the views which, in common with my colleagues, I entertain, with respect to the apprehensions of the Board of Trade of *Montreal* or of other parties similarly situated, as to the effect in *Canada* of the alteration of the English Corn Law, if it be passed in conformity with the views of Her Majesty's Government. But as it is necessary that I should return a distinct answer to the Memorial which is now before me, I have to instruct Your Lordship to acquaint the Memorialists that, if Parliament shall adopt the changes in the Corn Law of this Country which have been submitted to their deliberation, Her Majesty's Government will regard the local duty of 3s. on Corn as an exclusively Provincial Question, and if the Legislature of *Canada* shall think it expedient to pass an Act for the repeal of that duty, Her Majesty will not be advised to disallow the measure.

No. 19, of 3rd February.
No. 32, of 3rd March.

2. You will state to the Memorialists that, according to the view of Her Majesty's Government, any proposal to alter the Imperial duty on Flour imported into *Canada* should follow and be dependent on, but should not precede the abrogation of the 3s. duty. Despatch on subject of Duties on Grain.

3. That with respect to their application for the free introduction into this Country of Grain, Flour and Meal, of whatever origin, Her Majesty's Government regret that they do not think it entirely compatible with the spirit of the Commercial Treaties between this Country and other Powers, to revive the system which once prevailed, of allowing the introduction of Goods from Colonies at Colonial duties with reference, not to their origin, but solely to their place of Export.

I have, &c.
(Signed) W. E. GLADSTONE.

Lieutenant-General
The Earl Cathcart, K. C. B.,
&c. &c. &c.

Printed.

Ordered, That five hundred copies of the said Despatch be printed for the use of the Members of this House.

Middlesex Election.

Mr. *Dickson*, Chairman of the Select Committee, to which was referred the Petition of *William Notman*, Esquire, of *Dundas*, in the *Gore* District, complaining of the undue Election and Return of *Edward Ermatinger*, Esquire, to represent the County of *Middlesex* in this present Parliament, reported to the House the following Resolutions:—

1. *Resolved*, That the mode of proceeding on the part of the Commissioners appointed to take evidence in the matter of the Controverted Election for the County of *Middlesex*, in adjourning several months, on different occasions, without any reason assigned, was illegal.
2. *Resolved*, That the evidence taken under the Commission so illegally executed, cannot be received or read as evidence.
3. *Resolved*, That the Chairman do communicate the foregoing Resolutions to the House.

West Halton Election.

Mr. *Williams*, from the Select Committee appointed to try the merits of the Petition of *James Durand*, Esquire, complaining of the undue Election and Return of *James Webster*, Esquire, the Sitting Member for the West Riding of the County of *Halton*, reported to the House, that pursuant to adjournment, the Committee met on Saturday last, at ten o'clock, A.M., and that Mr. *Chabot*, one of the Members of the Committee, was not present at the meeting, from the cause as the Committee suppose of his having obtained leave of absence from the House.

Notarial Profession Bill, (L. C.)

Mr. *Laurin*, from the Select Committee to which was referred the Bill for the better regulation of the Notarial Profession in *Lower Canada*, reported that the Committee had gone through the Bill, and had made several amendments thereto, which amendments were again read at the Clerk's table.

Ordered, That the said Bill and Report be committed to a Committee of the whole House on Wednesday next.

Grand River Floods.

Mr. *Thompson*, from the Select Committee to which was referred the Petition of *Robert H. Bruce*, Esquire, and others, inhabitants residing on the *Grand* River, in the County of *Haldimand*, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Report.

Your Committee have taken the purport of the said Petition into consideration, whereby it is manifest that the Roads on each side of the *Grand River* from *Dunnville* to *Cayuga* have, by reason of the *Dunnville* dam, raising the water, and swelling the rivulets, crossing the said Roads to so great a

Report. width, that it places the maintaining of the said public highways out of the power of the inhabitants by statute labour and otherwise, that on the north side of the said River the creeks are from the above causes widened as follows:—

	Original Width.	Present Width.
Thompson's Creek	20 feet	250 feet.
Dockstoda's „	20 „	200 „
Farr's „	20 „	330 „
Lymburner's „	0 „	60 „
Lummis' „	80 „	250 „
Vaudeburg's „	15 „	200 „
Norton's „	15 „	250 „
Tunis' „	12 „	100 „
On the south side of the said River.		
Fisher's Creek	8 „	110 „
Dick's „	10 „	210 „
Bursis' „	8 „	200 „
Auker's „	8 „	240 „
Cook's „	6 „	20 „
Holms' „	12 „	100 „
	234 to	2500 feet.

Being an increase of 9½ feet to 1 foot, thereby making it manifest to your Committee, the justice of the claim of the Petitioners, that the Government should permanently reduce in width the said several creeks to their original span at the crossing of the said Roads.

Your Committee are of opinion that it may be remedied by Embankment for a reasonable outlay.

Your Committee are bound to conceive, that in as much as the canal is public property, the expense of the remedy proposed should be chargeable and paid from the public funds of the Province.

They therefore beg to recommend that an Address be presented to His Excellency the Governor General, requesting that he will direct the proper officer under the Board of Works to immediately cause the necessary work to be done, to remove the just complaint of the Petitioners.

Dumfries Road. Mr. *Webster*, from the Select Committee to which was referred the Petition of *James K. Andrews* and others, inhabitants of the Township of *Dumfries*, in the District of *Gore*, and another reference, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Report. Your Committee have taken into their consideration the prayers of the Petitions referred to them, and after due deliberation have unanimously agreed to recommend to the favourable consideration of your Honourable House, the prayer of the Petition of *J. K. Andrews* and others, as it appears a public benefit will be thereby gained to the inhabitants of that section of the country.

Bill. *Ordered*, That Mr. *Webster* have leave to bring in a Bill to vest in *James K. Andrews* a certain allowance of road in the Township of *Dumfries*, in the District of *Gore*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time tomorrow.

Dundas Street Plank Road. Mr. *Chalmers*, from the Select Committee to which were referred the Petitions of *Caleb Hopkins*, Esquire, and others, of *Hamilton* and of *Trafalgar*, and other Townships, in the District of *Gore*, and of *Joseph Ireland* and others; presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Report. Your Committee have taken into their consideration the said Petitions, and the subject therein referred to, and they are strongly impressed with the belief that a great necessity exists for the improvement by planking or otherwise of that portion of the Main and Mail Road leading from *Toronto* Westward to *Hamilton*, commencing at that part of it at which the Macadamization ends in the *Home* District, and continuing westward to *Hamilton*; it is due not only to the very numerous population resident along the same, but the interests of the public generally, in a Provincial point of view, demand that this leading thoroughfare through the Province should no longer be overlooked. Your Committee would, therefore, most respectfully recommend to your Honourable House, that an humble Address be presented to His Excellency, the Governor General, praying that His Excellency would be graciously pleased to cause the road in question to be examined and surveyed under the authority of the Board of Works, with a view to its improvement in such a manner as may best comport with the public good. Report.

On motion of the Honourable Mr. *Baldwin*, seconded by Mr. *Roblin*,

Clergy Reserves. *Resolved*, That it afforded great satisfaction to the public at large to see it announced in the Official Gazette of the twenty-fourth of March last, that the occupants and purchasers of Clergy Reserves generally, were henceforth to be required to pay one-tenth only instead of one-fourth of the purchase money in hand, and the remainder thereof in nine instead of four equal annual instalments; and that on lots occupied without authority, instead of interest as required by the previous regulations, a rental was to be charged for the period of occupation before purchase, varying from 35s. to £5 5s. in *Upper Canada*, and from 25s. to 75s. in *Lower Canada*, on Lots of 200 acres.

Resolved, That it is with deep regret that this House now learns by the Official Gazette of the ninth of April instant, that it has been thought fit to arrest the progress of this satisfactory alteration in the system of disposing of these lands, and to issue an order to stop any further sales thereof; and this House earnestly hopes, that the causes which have led to the said stoppage of sales, may be speedily removed, to the end that the said Clergy Reserve Lands may be acquired in fee simple by their occupants, the country settled, all future agitation prevented, and the public mind quieted.

Bank of U. C. Charter Amendment Bill. *Ordered*, That Mr. *Boulton* have leave to bring in a Bill to amend an Act intituled "An Act to "extend the Charter of the Bank of *Upper* "*Canada*, and to increase the capital stock "thereof."

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

On motion of the Honourable Mr. Attorney General *Draper*, seconded by the Honourable Mr. *La-Fontaine*,

Address to His Excellency of Congratulation. *Resolved*, That the following humble Address be presented to His Excellency, the Governor General:—

To His Excellency, Lieutenant General the Right Honourable *Charles Murray*, Earl *Cathcart*, of *Cathcart*, in the County of *Renfrew*, Knight Commander of the Most Honourable Order of the *Bath*, Governor General of British *North America*, and Captain General and Governor-in-Chief in and over the Provinces of *Canada*, *Nova Scotia*, *New Brunswick*, and the *Island* of

Address to His Excellency of Congratulation.

Prince Edward, and Vice Admiral of the same, and Commander of Her Majesty's Forces in British *North America.*

MAY IT PLEASE YOUR EXCELLENCY,

We, Her Majesty's dutiful and loyal subjects, the Legislative Assembly of Canada, in Provincial Parliament assembled, most humbly beg leave to tender to Your Excellency our congratulations on your appointment as Her Majesty's Representative in this Province; and to renew our assurance of our attachment to Her Majesty's Person and Government.

Ordered, That the said Address be Engrossed.

Ordered, That the said Address be presented to His Excellency, the Governor General, by the whole House.

Ordered, That such Members of this House as are of the Honourable the Executive Council of this Province, do wait upon His Excellency, the Governor General, to know His Excellency's pleasure, when he will be attended by this House, with their Address.

Restoration of Rights Bill.

Ordered, That the Honourable Mr. Attorney General *Draper* have leave to bring in a Bill to restore the rights of certain persons attainted for High Treason.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Friday next.

Ferries Bill, (U. C.)

Ordered, That Mr. *Cummings* have leave to bring in a Bill to explain and amend a certain Act therein mentioned, and to make further provisions concerning Ferries in *Upper Canada.*

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Duties between Master and Servant Bill.

Ordered, That the Honourable Mr. *Aylwin* have leave to bring in a Bill to regulate the duties between Master and Servant, and for other purposes therein mentioned.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Friday next.

Montreal Ballot Bill.

Ordered, That Mr. *Leslie* have leave to bring in a Bill to amend an Act therein mentioned, and to establish the vote by ballot in the Election of Councillors and Assessors of and for the City of *Montreal.*

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Members added to Committees.

Ordered, That Mr. *Hall* be added to the Select Committee to which was referred the Bill to define the limits of *Bytown,* and to establish a Town Council therein, instead of Mr. *Sherwood* of *Brockville,* who is engaged on Election Committees.

Ordered, That Mr. *Jessup* and Mr. *Hall* be added to the Select Committee to which was referred the Petition of *Donald Cameron,* of the Township of *Thorah,* in the *Home* District, instead of Mr. *Macdonell* of *Dundas,* and Mr. *Williams,* who are serving on Election Committees.

On motion of Mr. *Jessup,* seconded by Mr. *Macdonald* of *Cornwall,*

Brockville Town Lot Bill.

Resolved, That a Message be sent to the Legislative Council, requesting that their Honours may be pleased to communicate to this House the documents, evidence, or proofs, upon which is founded the Engrossed Bill received from their Honours, intituled "An Act to authorize "the Devisees and Trustees of the Will of the "late Honourable *Charles Jones,* to convey a Town "Lot therein mentioned to the President and "Board of Police of *Brockville,* for the uses and "purposes therein mentioned."

Ordered, That Mr. *Jessup* do carry the said Message to the Legislative Council.

Mining Company Bill.

Ordered, That Mr. *Macdonald* of *Kingston* have leave to bring in a Bill to incorporate "The British American Mining Company."

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Thursday next.

Montreal Gas Bill.

Ordered, That the Bill to incorporate "The *Mon-* "*treal* Consumer's Gas Company" be read a second time on Thursday next.

Etobicoke Road Bill.

Ordered, That Mr. *Duggan* have leave to bring in a Bill to incorporate certain persons under the name of "the *Etobicoke* and *Mono* sixth line "Road Company."

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Thursday next.

On motion of Mr. *Smith* of *Wentworth,* seconded by Mr. *Roblin,*

Great Western Railroad Bill.

Ordered, That the Order for Engrossing the Bill to incorporate a Company to extend the Great Western Railroad from *Hamilton* to *Toronto,* be discharged.

Ordered, That the said Bill be now recommitted to a Committee of the whole House.

The House accordingly resolved itself into the said Committee.

The Honourable Mr. *DeBleury* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair,

And the Honourable Mr. *DeBleury* reported that the Committee had gone through the Bill, and had made further amendments thereto, which he was directed to report to the House whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Penitentiary Bill.

Mr. *LeMoine,* from the Committee of the whole House, on the Bill to consolidate and amend the Laws, relating to the Provincial Penitentiary, reported, according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table and agreed to by the House.

Ordered, That the said Bill, as amended, be engrossed.

District Courts Bill, (U. C.)

Mr. *Rousseau,* from the Committee of the whole House on the recommitted Bill to amend an Act passed during the last Session of this Parliament, intituled, "An Act to amend, consolidate, and reduce "into one Act, the several laws now in force establish- "ing or regulating the practice of District Courts in "the several Districts of that part of this Province "formerly *Upper Canada,*" reported, according to order, that the Committee had gone through the Bill without making any further amendment thereto;—and the amendments made to the said Bill on the first committal thereof were then again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill, as amended, be engrossed.

Usury Bill.

The Order of the Day for the second reading of the Bill to exempt certain mercantile transactions from the operation of the law for the prevention of Usury, being read;

The Honourable Mr. Solicitor General *Sherwood* moved, seconded by Mr. *Duggan*, That the said Bill be now read a second time.

Mr. *Smith*, of *Frontenac*, moved in amendment, seconded by Mr. *Lantier*, that the word "now" in the said motion be struck out, and the words "this day six months" added thereto.

The Question having been put upon the motion of amendment, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Aylwin*, *Baldwin*, *Berthelot*, *Bertrand*, *Boutillier*, *Cauchon*, *Chalmers*, *Chauveau*, *Christie*, *Desaunier*, *DeWitt*, *Foster*, *Gowan*, *Guillet*, *Jessup*, *Jobin*, *Johnston*, *LaFontaine*, *Lantier*, *Laterrière*, *Laurin*, *LeMoine*, *Leslie*, *Macdonald* of CORNWALL, *Macdonell* of STORMONT, *M'Connell*, *Merritt*, *Meyers*, *Nelson*, *Papineau*, *Powell*, *Price*, *Robinson*, *Roblin*, *Rousseau*, *Seymour*, *Smith* of FRONTENAC, Attorney General *Smith*, *Smith* of WENTWORTH, *Stewart* of PRESCOTT, *Taché*, Solicitor General *Taschereau*, and *Viger*.—(43.)

NAYS.

Messieurs *Boulton*, *Cayley*, *Colvile*, *Cummings*, *DeBleury*, *Dickson*, Attorney General *Draper*, *Duggan*, *Ermatinger*, *Hall*, *Macdonald* of KINGSTON, *Moffatt*, *Monro*, *Murney*, *Sherwood* of BROCKVILLE, Solicitor General *Sherwood*, *Thompson*, and *Williams*.—(18.)

So it was carried in the affimative.

The Question being then put on the main motion, as amended, it was agreed to by the House, and

Ordered, That the said Bill be read a second time this day six months.

Dempsey's Relief Bill.

The Order of the Day for the House in Committee on the Bill to authorize the Courts of Queen's Bench and of Chancery, in *Upper Canada*, in their discretion, to admit *John W. Dempsey* to practice as an Attorney and Solicitor therein, being read;

The House accordingly resolved itself into the said Committee.

The Honourable Mr. *La Fontaine* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And the Honourable Mr. *La Fontaine* reported that the Committee had gone through the Bill, without making any amendment thereto, and the Report was again read at the Clerk's table.

Ordered, That the said Bill be Engrossed.

Hastings Titles Bill.

The Order of the Day for the House in Committee on the Bill to remedy certain defects in the Registration of Titles in the County of *Hastings*, in *Upper Canada*, being read;

The House accordingly resolved itself into the said Committee.

The Honourable Mr. *Cayley* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And the Honourable Mr. *Cayley* reported that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, That the said Committee have leave to sit again to-morrow.

Public Roads Bill.

The Order of the Day for the second reading of the Bill to prevent the opening of Government allowances for Roads, without an order from the Municipal Council of the District in which the said allowances are situated, being read;

The said Bill was accordingly read, and ordered to be Engrossed.

School Lands Bill.

The Order of the Day for the second reading of the Bill to amend the Act therein mentioned, relating to the appropriation of monies derived from the sale of School Lands, in *Upper Canada*, being read;

The said Bill was accordingly read, and ordered to be Engrossed.

Odd Fellows Bill.

The Order of the Day for the second reading of the Bill to enable the several Lodges of the Society of "Odd Fellows," to hold real and personal Estate in this Province, being read;

Ordered, That the said Bill be read a second time on Friday next.

Huntingdon Plank Road Bill.

The Order of the Day for the second reading of the Bill to incorporate "the *Huntingdon* Plank Road Company," being read;

The said Bill was accordingly read and committed to a Committee of the whole House on Wednesday next.

Magdalen Islands Bill.

The Order of the Day for the House in Committee on the Bill relating to the *Magdalen* Islands, in the Gulf *St. Lawrence*, and to enable the inhabitants, householders thereof, to establish a Municipal Council in the said Islands, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Williams* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair,

And Mr. *Williams* reported that the Committee had gone through the Bill without making any amendment thereto, and the Report was again read at the Clerk's table.

Ordered, That the said Bill be Engrossed.

Sites of Schools Bill.

The Order of the Day for the second reading of the Engrossed Bill from the Legislative Council, intituled, "An Act to provide for vesting in Trustees "the Sites of Schools in that part of this Province "called *Upper Canada*," being read;

The said Bill was read accordingly.

Ordered, That the said Bill be read a third time on Thursday next.

Supervisor of Cullers Bill.

The Order of the Day for the second reading of the Bill to increase the salary of the Supervisor of Cullers, being read;

Mr. *Stewart* of *Bytown* moved, seconded by the Honourable Mr. *Aylwin*, that the said Bill be now read a second time.

The Question having been put upon the said motion, a division ensued, and it was carried in the affirmative.

The said Bill was accordingly read, and committed to a Committee of the whole House,

Mr. *Leslie* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair,

And Mr. *Leslie* reported that the Committee had gone through the Bill, and had made an amendment thereto, which he was directed to report to the House whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Lake Huron Railroad Bill.

The Order of the Day for the second reading of the Bill to amend an Act passed in the 8th year of Her Majesty's Reign, intituled, "An Act to amend "an Act passed in the sixth year of the Reign of "His late Majesty King *William* the Fourth, intituled, 'An Act to incorporate the City of *Toronto* "and Lake *Huron* Railroad Company,'" being read;

The said Bill was accordingly read, and committed to a Committee of the whole House.

Mr. *Johnston* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair,

Lake Huron Railroad Bill.

And Mr. *Johnston* reported the Bill back to the House.

Ordered, That the said Bill be referred to the Select Committee on Railroads.

Niagara District Town Bill.

The Order of the Day for the second reading of the Bill to remove the Site of the District Town of *Niagara* to *Port Robinson*, in the Township of *Thorold*, being read;

Mr. *Cummings* moved, seconded by Mr. *Thompson*, that the said Bill be now read a second time.

Mr. *Dickson* moved, in amendment, seconded by the Honourable Mr. Solicitor General *Sherwood*, that the word "now," in the said motion, be struck out, and the words "this day six months" added thereto.

The Question having been put on the motion of amendment, the House divided thereon.

Yeas..... 30
Nays..... 12

So it was carried in the affirmative.

The Question being then put on the main motion, as amended, it was agreed to by the House, and

Ordered, That the said Bill be read a second time this day six months.

Orders Postponed.

Ordered, That the remaining Orders of the Day be postponed until to-morrow.

Then, on motion of the Honourable Mr. Attorney General *Draper*, seconded by the Honourable Mr. *Viger*,

The House adjourned.

Martis, 28° die Aprilis.

Anno Nono, Victoriæ Reginæ, 1846.

Petitions laid on the table.

THE following Petitions were severally brought up and laid on the table.

By Mr. *Jobin*,—The Petition of *G. L. Perry* and others, residing on a certain part of the road between *Montreal* and the Parish of *Sault au Recollet*; and the Petition of the Reverend *A. Duranseaux* and others, of *St. Michel, Lachine.*

By the Honourable Mr. *Moffatt*,—The Petition of the Honourable *Austin Cuvillier* and others, Citizens of *Montreal.*

School Lands Bill.

An Engrossed Bill to amend the Act therein mentioned, relating to the appropriation of Monies derived from the sale of School Lands in *Upper Canada*, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Roblin* do carry the said Bill to the Legislative Council, and desire their concurrence.

Magdalen Islands Bill.

An Engrossed Bill, relating to the *Magdalen* Islands, in the Gulf *St. Lawrence*, and to enable the inhabitants, householders thereof, to establish a Municipal Council in the said Islands, was read for the third time.

Resolved, That the Bill do pass, and the Title be, "An Act relating to the *Magdalen* Islands, in "the Gulf *St. Lawrence*, and to enable the "inhabitants, householders therein, to establish "a Municipal Council in the said Islands, and "to extend like advantages to certain localities "in the County of *Saguenay*, and to those parts "of the Counties of *Rimouski* and *Kamouraska*, "known as the *Madawaska* Territory."

Ordered, That Mr. *Christie* do carry the said Bill to the Legislative Council, and desire their concurrence.

Public Roads Bill.

An Engrossed Bill, to prevent the opening of Government allowances for Roads, without an order from the Municipal Council of the District in which the said allowances are situated, was read for the third time.

Resolved, That the Bill do pass, and the Title be, "An Act to prevent the opening of Govern-"ment allowances for roads, without an order "from the District Council of the District in "which the said allowances are situate."

Ordered, That Mr. *Sherwood*, of *Brockville*, do carry the said Bill to the Legislative Council, and desire their concurrence.

Penitentiary Bill.

An Engrossed Bill, to consolidate and amend the Laws relating to the Provincial Penitentiary, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That the Honourable Mr. Attorney General *Draper*, do carry the said Bill to the Legislative Council, and desire their concurrence.

District Courts Bill.

An Engrossed Bill to amend an act passed during the last Session of this Parliament, intituled, "An "Act to amend, consolidate, and reduce into one "Act, the several laws now in force, establishing or "regulating the practice of District Courts in the "several Districts of that part of this Province for-"merly *Upper Canada*," was read for the third time.

Resolved, That the Bill do pass.

Ordered, That the Honourable Mr. Attorney General *Draper* do carry the said Bill to the Legislative Council, and desire their concurrence.

Dempsey's Relief Bill.

An Engrossed Bill to authorize the Courts of Queen's Bench, and of Chancery in *Upper Canada*, in their discretion, to admit *John W. Dempsey* to practice as an Attorney and Solicitor therein, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Gowan* do carry the said Bill to the Legislative Council, and desire their concurrence.

Oxford Election.

Mr. *Chauveau*, Chairman of the Select Committee, appointed to try the merits of the Petition of the Honourable *Francis Hincks* of the City of *Montreal*, complaining of the undue Election and Return of *Robert Riddell*, Esquire, Sitting Member for the County of *Oxford*, presented to the House the following Report:—

Your Committee, in their Sitting of this Day, passed the following Resolution:—

Resolved, That the Chairman do ask leave of the House to adjourn until Thursday next, at nine o'clock, A. M.

Ordered, That the said Committee have leave to adjourn until Thursday next at nine o'clock, A.M.

Petitions referred:—J. T. Brondgeest, et al.

Ordered, That the Petition of *J. T. Brondgeest*, Esquire, and others, of *Hochelaga*, be referred to the Select Committee, to which was referred the Petition of *E. Guy*, Esquire, and others, residing on the Lower *Lachine* Road, and other references.

L. E. Manseault, et al. — E. G. Dugré, et al.

Ordered, That the Petition of *L. Esdras Manseault*, Esquire, Mayor, and others, the Municipal Councillors of the Parish of *St. Antoine de la Baie du Febvre*, in the County of *Yamaska*; and the Petition of *Edward G. Dugré* and others, of the Parish of *St. Michel d'Yamaska*, be referred to the Select Committee, to which was referred the Petition of *P. Besse* and others, of *Chambly*, in the County of *Chambly.*

West Halton Election.

Mr. *Williams*, from the Select Committee appointed to try the merits of the Petition of *James*

West Halton Election.

Durand, Esquire, complaining of the undue Election and Return of *James Webster*, Esquire, the Sitting Member for the West Riding of the County of *Halton*; reported that the Committee met this day, pursuant to the adjournment of yesterday, but in consequence of the absence of Mr. *Chabot*, a Member of the Committee, they were unable to proceed to business.

Ordered, That Mr. *Chabot*, Member for the City of *Quebec*, do attend in his place in this House at the next sitting thereof.

Agricultural Societies, (Two Mountains.)

Mr. *Scott*, from the Select Committee to which was referred the Petition of the Reverend *J. Paquin* and others, of the County of *Two Mountains*, and another reference, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Report.

Your Committee, after mature deliberation, are unanimously of opinion,

1st. That the Petition of the Reverend *J. Paquin* and others, praying that each Parish or Township in the County be authorized to hold separate Agricultural Societies, ought not to be granted, but in consideration of the great extent of the said County, they ought to have at least two places for holding such Societies, and that *St. Andrews* and *St. Eustache* be the places in the said County, and that two such places be also allowed to the County of *Berthier*, and that each such Society be held obliged to conform to the same rules and regulations, as if but one District Society were allowed.

2nd. It appears reasonable and just that the prayer of the Petition of the Vice President on behalf of the *Montreal* District Agricultural Society be granted, and that they may be allowed to expend the money still remaining in their hands, amounting to £74 5s. as if the time had not elapsed for so doing, in the purchase of animals of an improved breed, grains and seeds, and also, of improved agricultural implements for the use of the said District.

Bill.

Ordered, That Mr. *Scott* have leave to bring in a Bill to allow the formation of more than one Agricultural Society in a County in *Lower Canada*, and for the relief of the Society for the County of *Montreal*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Friday next.

Registry Laws Bill, (U. C.)

The Honourable Mr. Solicitor General *Sherwood*, from the Select Committee to which was referred the Bill to consolidate and amend the Registry Laws of *Upper Canada*, reported that the Committee had gone through the Bill, and had made several amendments thereto, which amendments were again read at the Clerk's table.

Ordered, That the said Bill and Report be committed to a Committee of the whole House tomorrow.

Private Bills.

Mr. *Hale*, from the Standing Committee on Private Bills, presented to the House the Eleventh Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Commercial Bank Charter Amendment Bill.

Your Committee have examined the Bill to amend an Act, intituled, "An Act to extend the "Charter of the Commercial Bank of the *Midland* "District, and to increase its capital Stock," and have made several amendments thereto, which they submit to your Honourable House.

Hamilton Incorporation.

They have also considered the Petition of Sir *Allan N. Macnab* and others, praying for an extension of the limits of *Hamilton*, and that the said Town be erected into a City.

Sisters of Charity of General Hospital, (Montreal.)

Also, the Petition of Sister *E. Forbes dite M'Mullen* and others, Sisters of Charity of the General Hospital of *Montreal*, (*Sœurs Grises*) praying to be empowered to sell certain portions of their property, and they beg to recommend that the prayers of the said Petitions respectively, be granted.

Message from Legislative Council.

A Message from the Legislative Council, by *John Fennings Taylor*, Esquire, one of the Masters in Chancery.

MR. SPEAKER,

Bronté Harbour Bill.

The Legislative Council have passed the Bill, intituled, "An Act to revive and extend an Act of "the Parliament of *Upper Canada*, third *Victoria*, "chapter thirty-three, intituled, 'An Act to incor- "porate certain persons, under the name and style of "the 'President, Directors and Company, of the "*Bronté* Harbour,'" without any amendment.

And then he withdrew.

On motion of Mr. *Colvile*, seconded by Mr. *Drummond*,

Address, Law Costs on Lands of persons Transported.

Resolved, That an humble Address be presented to His Excellency the Governor General, praying that he will be pleased to direct the proper officer to lay before this House, a Statement of the Law costs due on certain Lands seized by the Sheriff; and the said Lands belonging to individuals who were transported for taking part in the late Rebellion.

Ordered, That the said Address be presented to His Excellency the Governor General, by such Members of this House as are of the Honourable the Executive Council of this Province.

Returns to Addresses.

The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, laid before the House by command of His Excellency the Governor General,

Mining, &c.

Return to an Address from the Legislative Assembly to His Excellency the Administrator of the Government, dated the 14th instant, praying that His Excellency would be pleased to cause to be laid before them "A Statement of all Location Tickets for occupation of Lands for Mining and other purposes, in that part of this Province, which heretofore constituted the Province of *Upper Canada*, and the names of the parties to whom the same have been given."

SECRETARY'S OFFICE,
Montreal, 27th April, 1846.

No "Location Tickets for occupation of Lands, for Mining or other purposes," a statement of which is applied for in the Address of the Legislative Assembly, have been issued by the Government.

Licenses to explore the North and North-Eastern shores of Lake *Superior* for Mines and Minerals, a copy of which is transmitted herewith, have been granted to the following individuals:—

John Prince, W. C. Meredith, S. B. Harrison, Edward Ryan, Chs. Bockus and *Donald Ross, Thos. Ryan, John Stuart, Jas. Bell Forsyth, Arthur Rankin, Stephen J. Lyman, Peter M'Gill* and *others, A. D. M'Lean, George Desbarats, W. B. Jarvis* and *others, John Ewart, Robt. J. Turner, Allan M'Donell, Jas. Wilson, W. Hamilton Merritt, Chs. Jones, James Hamilton, A. & S. Bagg, James Ferrier, Stewart Derbishire.*

By Command,

D. DALY,
Secretary.

Copy.

By His Excellency the Right Honourable *Charles Theophilus*, Baron *Metcalfe*, of *Fernhill*, in the County of *Berks*, G. C. B., Governor General of British *North America*, &c. &c. &c.

To all to whom these presents shall come,

GREETING,

Mining, &c.

Whereas the following Report of a Committee of the Executive Council of *Canada*, has been approved in Council, with reference to a communication from respecting certain Mines, supposed to exist in the neighbourhood of Lake *Superior*, that is to say:—"The Committee have "taken into consideration the application of "and are of opinion, that the interests of "the Province may be promoted by the said "being authorized by License, to Survey, "Explore, and Search for Mines and Minerals in "and through the Region and Lands lying on the "North and Eastern shores of Lake *Superior*, such "Survey and Search being made free of expense "to the Government, to be faithfully made, and a "Report of the result transmitted with all conve-"nient speed to the Secretary of the Province, for "the information of the Government of the said "Province; and should the exploration in question, "by the said prove satisfactory, the "Committee would recommend them as entitled to "a preference in any arrangement to be hereafter "made for any working of the Mines to be dis-"covered, upon such terms as may be hereafter "agreed upon. The said preference being under-"stood to mean, that should the said "discover a bed or beds of Ore, which they may "consider an object to work, they shall be regarded "as entitled to a License of authority over such "tract of Land, for such period and upon such terms "as the Government may see fit to establish, when "it is possessed of fuller information."

Now, Know ye, that reposing trust and confidence in the loyalty, integrity, and ability of him the said I have, in accordance with the before-mentioned Report of Council, authorized and empowered, and do by these presents authorize and empower him the said to Survey, Explore, and Search throughout the said Regions and Lands in the neighbourhood of Lake *Superior*, for the purpose above-mentioned, under the express conditions and terms, and with the understanding conveyed in the before-mentioned Report of Council, and therein mentioned and expressed.

Also,

Ontario and Huron Road Expenditure.

Return to an Address from the Legislative Assembly, to His Excellency the Administrator of the Government, dated the 27th ultimo, "requesting His Excellency to inform them respecting the expenditure of the Thirty Thousand Pounds, granted by the 4th and 5th *Victoria*, chap. 28, for improving the main Northern Road from Lake *Ontario* at *Toronto*, to Lake *Huron*."

"First, The amount expended by the Board of Works, under Mr. *Hawkins*, for Exploring and Surveying the Road from *Bradford* to *Barrie*, and for similar expenses on the Road from *Bradford* to *Barrie*, via *Bond Head* and the *Essa* Line."

"Second, The amount paid for similar expenses to the above on the *Penetanguishine* Road, from *Barrie* to *Penetanguishine*."

"Third, The amount expended in improving the *Coldwater* Road, from the Village of *The Narrows* to *Coldwater*, under the superintendence of Mr. *Hawkins*, distinguishing the amount expended for labour done on the road, by contract or otherwise, from that paid for salaries of Engineers, Overseers, Paymasters, and other Assistants."

"Fourth, The amount expended in extending the Road from *Coldwater* to *Sturgeon* Bay, on Lake *Huron*, under Mr. *Hawkins*, showing the amount paid for labour, and that for Superintendents, separately, as in the last; and also by what authority this extension of the Road was ordered."

"Fifth, The amount expended in Building and Repairing the Bridge over the Narrows of Lake *Simcoe*, and making the Road from it to the Village of *The Narrows*, and also stating by what authority that expenditure took place."

Ontario and Huron Road Expenditure.

"Sixth, The amount expended in Exploring, Surveying and Estimating for work on the *Whitby* and Lake *Simcoe* Road, by Mr. *Lyons*, during the past years, preparatory to expending the sum of Two Thousand Pounds, granted during the last Session, for continuing the improvements of that Road."

No. 507.

BOARD OF WORKS,
Montreal, 25th April, 1846.

SIR,

I have the honour herewith to transmit, for the information of His Excellency, the Governor General, the Statement, called for by an Address of the House of Assembly, "respecting the expenditure of "the £30,000 granted by the 4 & 5 *Vic.*, ch. 28, for "improving the Main Northern Road from Lake "*Ontario*, at *Toronto*, to Lake *Huron*."

1st and 2nd.—"The amount expended by the "Board of Works, under Mr. *Hawkins*, for explor-"ing and surveying the road from *Bradford* to *Bar-"rie*, via *Bond Head* and the *Essa* line; also, 2nd, "The amount paid for similar expenses to the above "on the *Penetanguishine* road from *Barrie* to *Pene-"tanguishine*."

The Statement shews the gross amount of these expenses, but from the continued and conflicting representations and memorials which were from time to time made in favour of and against the respective lines, repeated surveys had to be made, the expenses attendant upon which are all embraced in the one account, as rendered.

3rd.—Statement shewing "the amount expended "in improving the *Coldwater* Road, from the Village "of *The Narrows* to *Coldwater*, under the superin-"tendence of Mr. *Hawkins*, distinguishing the "amount expended for labour from that paid for sa-"laries of Engineers, Overseers, Paymasters, and "other Assistants."

4th.—"The amount expended in extending the "Road from *Coldwater* to *Sturgeon* Bay on Lake "*Huron*."

This sum is included in the preceding. There was no separate account kept of the expenditure upon the portions of the *Coldwater* portage road.

The object of this part of the appropriation was two-fold. First, to connect the navigation of Lake *Simcoe* at the Narrows, with a suitable and safe landing place on Lake *Huron*, by the improvement of the *Coldwater* portage. *Sturgeon* Bay was necessarily the terminating point, and that it is desirable to finish the road thereto as soon as possible, the present urgent applications for the completion of the termination of the road at the pier or wharf at *Sturgeon* Bay satisfactorily prove. The second benefit proposed to be derived from the improvement of this road was, that it could be extended to the head of the *Scugog* and *Windsor* Harbour road, and thereby afford a very direct communication from Lake *Ontario*, at *Windsor* Harbour, to Lake *Huron*, at *Sturgeon* Bay.

5th.—"The amount expended in building and re-"pairing the Bridge across the Narrows of Lake "*Simcoe*, and making the road from it to the Village "of *The Narrows*."

The cost of the Bridge is shown in the accompanying Statement; the cost of that portion of the road is also included in the general expenditure upon the *Coldwater* portage road from the Narrows of Lake *Simcoe* to Lake *Huron*.

One of the proposed objects of this expenditure being, as already stated, towards the opening of a di-

Ontario and Huron Road Expenditure.

rect line of communication from *Windsor* Harbour, on Lake *Ontario*, to *Sturgeon* Bay, on Lake *Huron*, the construction of this Bridge was naturally involved therein,—that it was so considered, the many and urgent memorials from that section of the county at the time of its commencement sufficiently shews, and the subsequent grant of money to open the road from the Bridge over the Narrows "to the head of the "*Windsor* Harbour and Lake *Scugog* Road" clearly indicates the intention of the Legislature.

The several surveys made by Mr. *Hawkins* being preliminary to the expenditure of the whole of this appropriation upon the various works embraced in it, the estimate for which (£33,333 7s. 5d. + £6,500) was submitted to the Legislature at its last Session, the cost thereof is justly chargeable, not alone to the portion of road executed at the period of Mr. *Hawkins*' removal, but to the entire of the estimate.

I have the honour to be,
SIR,
Your very obedient servant,
HAMILTON H. KILLALY,
Chairman.

The Honourable D. DALY,
Provincial Secretary,
&c. &c. &c.

STATEMENT shewing the portion of the appropriation of 4 & 5 *Vic.*, chap. 28, for improving the Main North *Toronto* Road from Lake *Ontario*, at *Toronto*, to Lake *Huron*, expended under Mr. *Hawkins*, and the amount expended on Survey of the *Whitby* and Lake *Simcoe* Road, from the £2,000 voted last Session of the Legislature.

SURVEY BY MR. HAWKINS OF ROADS FROM BRADFORD TO BARRIE.

	£	s.	d.	£	s.	d.
Examination of the road from *Barrie* to *Penetanguishine*, and the *Cold-water* Road; also a section of the Narrows of Lake *Simcoe*, 161 days	201	5	0			
Pay lists of men employed on above...	159	11	1			
				360	16	1
Salary of Mr. *Hawkins*, from 9th January, 1844, to 28th July, 1845 ...	309	11	10			
Salary of *John Ryan*, Bridge Keeper, and Assistant	66	5	0			
Travelling expenses of Mr. *Hawkins*, from January, 1844, to July, 1845	22	10	0			
Land damages paid sundry proprietors	32	18	0			
Postages	39	19	4			
Sundries, stationery, advertizing, &c.	24	19	11			
				496	4	1
Labour by contract and day labour ...	...	...		3339	15	4
Narrows Bridge	...	...		1544	5	2
			£	5741	0	8
Survey by Mr. *Lyons* on the *Whitby* and Lake *Simcoe* Road... ...				54	10	2

Certified to be a true abstract from the documents in this Department.

THOMAS A. BEGLY,
Secretary.

BOARD OF WORKS,
22d April, 1846.

Address of Congratulation.

The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, rose in his place, and acquainted Mr. Speaker and the House, that His Excellency, the Governor General, will receive this House with their Address of Congratulation to-morrow at one o'clock, P. M.

Adjournment.

Ordered, That when this House doth adjourn, it will adjourn until to-morrow at half-past twelve o'clock, P. M.

Quebec School Society Bill.

Ordered, That the Honourable Mr. *Aylwin* have leave to bring in a Bill to incorporate "the Bri- "tish and Canadian School Society" of *Quebec*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next.

Mill-Dam Bill, (U. C.)

Ordered, That Mr. *Jessup* have leave to bring in a Bill to afford relief to owners of Mill-Dams in *Upper Canada*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Moira Mill-Dam Bill.

Ordered, That Mr. *Murney* have leave to bring in a Bill to require Slides of certain dimensions to be erected upon the several Mill-Dams in the River *Moira* in the County of *Hastings*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Limits of Counties and Districts Bill, (U. C.)

Ordered, That Mr. *Jessup* have leave to bring in a Bill to amend the Act for defining the limits of Counties and Districts in *Upper Canada*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

On motion of Mr. *Laurin*, seconded by Mr. *Chauveau*,

Advocates and Attorneys Fees.

Resolved, That this House do now resolve itself into a Committee of the whole House, to consider the expediency of granting to Advocates and to Attorneys duly Commissioned, practising before the Commissioner's Courts, in the Cities of *Quebec* and *Montreal*, and in the Town of *Three Rivers*, the same fees and emoluments as are allowed by the Judicature Act, 7 *Vict.* Chap. 16, in actions of the third Class, brought at the Inferior Terms and Circuit Courts.

The House accordingly resolved itself into the said Committee.

Mr. *Hale* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair.

Return to Address.

The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, laid before the House, by command of His Excellency the Governor General,

Cul-du-Sac Correspondence.

Return to an Address of the Legislative Assembly to the Governor General, praying that His Excellency will be pleased to communicate to the House "a copy of all correspondences which have taken "place between the Executive Government and the "*Quebec* Trinity House, and the *Quebec* Corporation, "concerning the place called the *Cul-de-Sac*, in the "City of *Quebec*, from the 1st January 1840, up to "this date."

Extract from the proceedings of the City Council at a Special Meeting of the said Council, held November 27th, 1840.

Resolved, On the motion of Alderman *Jones*, seconded by Councillor *Shaw*.

That the communication sent to the Corporation of the Trinity, relative to a portion of the *Cul-de-Sac*, required for the use of the City, with the answer thereto, be transmitted to His Excellency the Governor General, with a respectful request that His Excellency will be pleased to take the same into his favourable consideration.

Certified.

(Signed) GEO. FUTVOYE,
City Clerk.

November 28th, 1840.

Cul-de-Sac Correspondence.

Copy of Correspondence between the Corporation of the City of *Quebec* and the Corporation of the Trinity House, relative to a portion of the *Cul-de-Sac* required by the former Corporation for the use of the City.

CITY HALL,
16th September, 1840.

SIR,

I have the honour herewith to transmit to you a Resolution passed by the Council of the Corporation of the City of *Quebec* at their sitting, on the 15th instant, which I will thank you to lay before the Board of the Trinity at your earliest convenience.

I have, &c.,
(Signed,) GEO. FUTVOYE,
City Clerk.

E. B. LINDSAY, Esquire,
Registrar, Trinity House.

Extract from the proceedings of the City Council, 15th September, 1840.

Resolved, On the motion of Alderman *Jones*, seconded by Alderman *Massue*,

That this Council do make immediate application to the Corporation of the Trinity House for permission to take in so much of the *Cul-de-Sac* as will be necessary to make a Street across the same, leading from the corner of *James Hunt's* property, to the centre passage, opposite the houses occupied by one *Prevost*, a Blockmaker, as the present communication is quite inadequate to the present and rapidly increasing intercourse between the City and the Coves; and furthermore, to enable the Council to allot the space which there will be between the two streets, as a Stand for Carters, &c., whereby this nuisance may be removed from the public streets, and form a source of revenue to the City Funds.

(ANSWER TO THE ABOVE.)

TRINITY HOUSE,
Quebec, 23rd September, 1840.

SIR,

We are directed to transmit to you the enclosed copy of the minutes of the Trinity Board, respecting the application made by the Corporation of the City for a part of the *Cul-de-Sac*; and request that you will be pleased to lay the same before the City Council.

We have, &c.,
(Signed,) LINDSAY & MUIR,
R. T. H. Q.

G FUTVOYE, Esquire,
City Clerk.

(ENCLOSURE.)

TRINITY HOUSE,
Quebec, 22nd September, 1840.

PRESENT:

The Honourable *J. Stewart*, Master, Honourable *G. Pemberton*, Warden, *D. Burnet*, Esquire, Warden, *J. Lambly*, Harbour Master and Warden.

Read the following communication from the City Clerk, and the accompanying Resolution of the Corporation of the City; viz:—

" CITY HALL,
" 16th September, 1840.

" SIR,

" I have the honour herewith to transmit to you a Resolution passed by the Council of the Corporation of the City of *Quebec* at their sitting, on the 15th instant, which I will thank you to lay before the Board of the Trinity at your earliest convenience.

" I have, &c.
" (Signed,) GEO. FUTVOYE,
" *City Clerk.*

" E. B. LINDSAY, Esquire,
" *Registrar, Trinity House.*"

Cul-de-Sac Correspondence.

" Extract from the proceedings of the City Council, 15th September, 1840.

" *Resolved*, On the motion of Alderman *Jones*, seconded by Alderman *Massue*,

" That this Council do make immediate application to the Corporation of the Trinity House for permission to take in so much of the *Cul-de-Sac* as will be necessary to make a street across the same, leading from the corner of *James Hunt's* property to the centre passage, opposite the houses occupied by one *Prevost*, a Blockmaker, as the present communication is quite inadequate to the present and rapidly increasing intercourse between the City and the Coves; and furthermore, to enable the Council to allot the space which there will be between the two streets, as a Stand for Carters, &c., whereby this nuisance may be removed from the public streets, and form a source of revenue to the City Funds."

And the same being duly considered, it was Resolved, that under the Provincial Act of the 51 *Geo.* 3, c. 12, sec. 11, this Corporation is vested with the Harbour of the *Cul-de-Sac*, but that by the 12th section of the same Act they are prohibited from reducing the same for any purpose whatsoever.

Ordered, That the above Resolution be communicated to the Worshipful the Mayor and the Corporation of the City.

(Signed,) LINDSAY & MUIR,
R. T. H., Q.

Certified.
(Signed) GEO. FUTVOYE,
City Clerk.
Quebec, 28th November, 1840.

Copy.

CHIEF SECRETARY'S OFFICE,
Montreal, 4th December, 1840.

SIR,

I am commanded by the Governor General to acknowledge the receipt of the proceedings of the Council of *Quebec*, which you placed in my hands, relative to the acquisition by the City of a portion of the *Cul-de-Sac*, with a view to improve the Town.

The object of bringing this subject under His Excellency's consideration is to obtain an alteration of the Act 51 *Geo.* III., c. 12, so as to allow the Corporation of the Trinity House to dispose of the property in question. But on referring to the correspondence between the Town Council and the Trinity House, His Excellency observes that while the latter state their legal inability to comply with the wishes of the Council, they express no opinion on the propriety of such a compliance, nor do they comment on the effect which the proposed alteration might perhaps have on the navigation of the River. Before His Excellency can decide upon the application of the Town Council, it will be necessary that he should receive a full Report from the Trinity House on this point, and he has accordingly caused that Board to be addressed upon the matter.

I have, &c.,
(Signed,) T. W. C. MURDOCH,
Chief Secretary.

The Mayor of *Quebec*,
&c. &c. &c.

CHIEF SECRETARY'S OFFICE,
Montreal, 5th Dec., 1840.

GENTLEMEN,

The Governor General has received from the Town Council of *Quebec*, copies of certain proceedings and correspondence had with your Corporation, relative to the acquisition for the improvement of the City, of a portion of the *Cul-de-Sac*.

The object of the Council in bringing this matter to His Excellency's notice, is to obtain such an alteration of the Act 51 *Geo.* 3rd, cap. 12, as would

Cul-de-Sac Correspondence.

authorize you to alienate the property in question. As, however, the correspondence contains no expression of your opinion in regard to the propriety of making the required grant, nor as to the effect which the contemplated alterations might have on the navigation of the River, the Council have been informed, that before His Excellency can decide upon their application, it will be necessary that he should receive from you a full report on those points. I have therefore to request that you will furnish the required information with the least possible delay.

I have, &c.

(Signed,) T. W. C. MURDOCH,
Chief Sec.

The Master and Wardens
of the *Quebec* Trinity House,
Quebec.

TRINITY HOUSE,
Quebec, 8th Dec., 1840.

SIR,

We have the honour to transmit to you, herewith enclosed, a copy of the proceedings of the Trinity Board on receipt of your letter of the 5th instant, for the information of His Excellency the Governor General.

And we beg to inform you, that on application to the Master of this Corporation, now in *Montreal,* a Plan of the *Cul-de-Sac* may be obtained, shewing the portion of that Harbour which is proposed to be granted to the City Corporation.

This Plan is understood to have been returned to Mr. Caron, in 1840.

We have, &c.

(Signed,) LINDSAY & MUIR,
R. T. H. Q.

T. W. C. Murdoch, Esq.
Chief Secretary.

TRINITY HOUSE,
Quebec, 8th Dec., 1840.

Present:—

Henry Lemesurier, Esq., Deputy Master.
The Honourable *G. Pemberton,* Warden.
Jno. Lambly, Esq., H. M. and Warden.
Robt. Young, Esq., S. P. and Warden.

Read the following letter from the Chief Secretary, viz.:—

(*See Letter above, dated 8th Dec., instant.*)

And the Board having had reference to their Address to the Governor General, of the 20th Oct. last, wherein they have expressed, as their opinion, that the portion of the *Cul-de-Sac* required by the Corporation of the City of *Quebec* for public purposes, might be granted without any detriment arising to the Harbour, and the Board being still of the same opinion, and considering that the contemplated alteration would not cause any obstruction to the navigation, it was

Resolved, That this Board do respectfully recommend, as they have already done by their said Address, such an alteration to be made to the Act of the 51 *Geo.* 3, cap. 12, as will authorize this Corporation to alienate the property in question.

Ordered, That a copy of the above Minute be transmitted to the Chief Secretary, for the information of His Excellency the Governor General.

Attest.

(Signed,) LINDSAY & MUIR,
R. T. H. Quebec.

Note.—Upon this correspondence the Ordinance 4th *Victoria,* cap. 6, was prepared and passed by the Special Council.

Cul-de-Sac Correspondence.

(Copy.)

To His Excellency Lieutenant General the Right Honourable *Charles Murray,* Earl *Cathcart,* of *Cathcart,* in the County of *Renfrew,* K. C. B., Administrator of the Government of the Province of *Canada,* and Commander of Her Majesty's Forces in British *North America,* &c. &c. &c.

The Petition of the Mayor and Councillors of the City of *Quebec,*

HUMBLY SHEWETH,

That the increasing population and wants of the City of *Quebec* require additional space for the establishment of Markets and other public buildings, and, from the limited extent of unoccupied land within the limits of the City, the City Council find that this object cannot be fully attained, unless there be placed at their disposal a lot of land in the Lower Town of *Quebec,* commonly called the *Cul-de-Sac,* of which a plan and description are herewith humbly submitted.

That this lot of land, now under the control of the Trinity House for the purposes of management only, produces but a small revenue, and, as your Petitioners conceive, ought to be rendered useful to the City.

That, impressed with these views, the City Council have deemed it expedient that an application should be made to Your Excellency, to have the lot of land in question made over to them.

Wherefore, your Petitioners humbly pray, that Your Excellency will be pleased to direct such steps to be taken, by Legislative enactment, or otherwise, as in your wisdom may be deemed necessary, to vest in your Petitioners the lot of land in question, subject to such terms and conditions as to Your Excellency may seem just and proper.

And your Petitioners, as in duty bound, will ever pray.

(Signed,) G. O'KILL STUART,
Mayor of Quebec.

Montreal, 9th March, 1846.

(Copy.)

Description of the *Cul-de-Sac* Harbour.

The Harbour called the *Cul-de-Sac* is situated in *Saint Peter's* Ward, and is bounded towards the West by *Cul-de-Sac* Street, towards the East by a line drawn over the deep water of the *St. Lawrence,* starting form the South-east angle of *Napoleon* Wharf, and running Southward to the North-east angle of the *Queen's* Wharf; joining towards the North the aforesaid *Napoleon* Wharf, and towards the South the said *Queen's* Wharf.

(Signed,) JOS. HAMEL,
Road Surveyor.

ROAD SURVEYOR'S OFFICE,
Quebec, 20th February, 1846.

(Copy.)

TRINITY HOUSE,
Quebec, 17th April, 1846.

SIR,

Herewith enclosed, we have the honour, by direction of the Trinity Board, to return the Petition of the City Corporation for a cession of the *Cul-de-Sac,* and, at the same time, to transmit to you a copy of the proceedings of the Board thereon, for the information of His Excellency the Administrator of the Government.

We have, &c.,

(Signed,) LINDSAY & LEMOINE,
R. T. H. Quebec.

The Hon. D. DALY,
Provincial Secretary,
Montreal.

Cul-de-Sac Correspondence.

TRINITY HOUSE, *Quebec*,
17th April, 1846.

Present:—

The Honourable *J. Stewart*, Master.
Henry Lemesurier, Esq., Deputy Master.
William Patton, Esq., Warden.
Edward Boxer, Esq., H. M. and Warden.
R. J. Alleyn, Esq., Warden.

The Board resumed the consideration of the Petition from the Mayor and City Council to the Administrator of the Government, and referred to this Board by order of His Excellency, for their report thereon, praying for a cession to the City Corporation of the Harbour of the *Cul-de-Sac*.

And the Board, seeing that the *Cul-de-Sac* is the only open space in the Lower Town, for the resort of small craft and for square-rigged vessels, in stress of weather, it may be considered in the light of a Harbour of Refuge; and is capable of improvement for these purposes, and for the erection of a Wharf, Stores, and Offices, for the use of the Trinity House. Under these circumstances, therefore, the Board are decidedly of opinion, that a cession of this Property ought not to be made to the City Corporation for the establishment of Markets or other Public Buildings.

Ordered, That a copy of the above Minute be transmitted to the Provincial Secretary, for the information of His Excellency, the Administrator of the Government.

Attest.
(Signed,) LINDSAY & LEMOINE,
R. T. H. Quebec.

Also,

Cascades Plank Road.

Return to an Address of the Legislative Assembly, to His Excellency the Governor General, praying that His Excellency will be pleased to cause to be laid before the House, "a Statement, shewing the different Tenders offered and made for the Lease of the Tolls on the *Cascades* Plank Road, during the current year; the dates of all such Tenders; by whom they were made; at what amount or prices, and to whom, and when, the Tolls on the *Cascades* Plank Road were Let for the current year, commenced since the Spring of 1845."

BOARD OF WORKS,
Montreal, 21st April, 1846.

SIR,

I have the honour to transmit, for the information of His Excellency, the Administrator of the Government, "A Statement, shewing the different Tenders offered and made for the Lease of the Tolls of the *Cascades* Plank Road, during the current year," and giving the other information called for by the House of Assembly of the 14th instant.

Dates of Tender. 1845.	Name.	Portion Tendered for.	Amount. £	s.	d.
19th April	*N. A. Dunn*	Gate No. 3	151	0	0
9th May	*P. T. Masson*	Whole Road	330	0	0
10th Do.	*J. Simpson*,	Do.	188	0	0
13th Do.	Do.	Do.	253	10	0

Upon the examination of the Tenders, the Board were of opinion, that the offer of *N. A. Dunn* should be accepted for Gate No. 3, and that Mr. *Masson* should be applied to, to know whether he would take the remaining Gates, and if so, what he would consent to give.

He declined taking any Gates unless he got the whole, and as the Board were desirous of not being under the necessity of having and paying men to collect at the Gates, he was offered the entire at £400. The utmost he would agree to give was £330 per annum; and taking into consideration that it was but for one year, the Board decided on accepting his offer, making an allowance of £30 for maintaining a winter road.

The sale of the Tolls on this road for the next year is now advertized.

I have, &c.
(Signed,) HAMILTON H. KILLALY.
Hon. D. DALY,
Provincial Secretary, &c., &c., &c.

On motion of Mr. *Thompson*, seconded by Mr. *Smith* of *Wentworth*,

Grand River Floods.

Resolved, That this House will, on Thursday next, resolve itself into a Committee of the whole House on the Report of the Select Committee to which was referred the Petition of *Robert H. Bruce*, Esquire, and others, inhabitants residing on the *Grand* River, in the County of *Haldimand*.

Hamilton Incorporation Bill.

Ordered, That Mr. *Smith* of *Wentworth* have leave to bring in a Bill to alter and amend the Act incorporating the Town of *Hamilton*, and to erect the same into a City.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

On motion of Mr. *Macdonald* of *Kingston*, seconded by Mr. *Meyers*,

Queen's College Estates Bill.

Ordered, That the Engrossed Bill from the Legislative Council, intituled "An Act to transfer "to 'Queen's College at *Kingston*,' certain es- "tates, rights, and liabilities of the University "at *Kingston*," be read a second time on Thursday next.

On motion of Mr. *Macdonald* of *Kingston*, seconded by Mr. *Meyers*,

Commercial Bank Charter Amendment Bill.

Resolved, That this House will, on to-morrow, resolve itself into a Committee of the whole House on the Bill to amend an Act intituled, "An "Act to extend the Charter of the Commercial "Bank of the *Midland* District, and to increase "its Capital Stock," as reported by the Standing Committee on Private Bills.

On motion of Mr. *Dickson*, seconded by Mr. *Williams*,

Middlesex Election.

Ordered, That the Select Committee appointed to try the merits of the Petition of *William Notman*, Esquire, of *Dundas*, in the *Gore* District, complaining of the undue Election and Return of *Edward Ermatinger*, Esquire, to represent the County of *Middlesex*, in this present Parliament, have leave to adjourn until Tuesday next at noon.

Great Western Railroad Extension Bill.

The Honourable Mr. *DeBleury*, from the Committee of the whole House on the recommitted Bill to incorporate a Company to extend the Great Western Railroad from *Hamilton* to *Toronto*, reported, according to order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill, as amended, be Engrossed.

Supervisor of Cullers Bill.

Mr. *Leslie*, from the Committee of the whole House on the Bill to increase the Salary of the Supervisor of Cullers, reported, according to order, the amendment made by the Committee to the said Bill, which amendment was again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill, as amended, be Engrossed.

Distillers Duty Bill.

The Order of the Day for the second reading of the Bill to repeal certain Acts therein mentioned, and to impose a Duty on Distillers and on the Spi-

Distillers Duty Bill.

rituous Liquors made by them, and to provide for the collection of such Duties, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House on Friday next.

Customs Duties Bill.

The Order of the Day for the House in Committee to take into consideration the propriety of amending the Act 6 *Vict.*, cap. 31, and the Schedule of Duties granted by 8 *Vict.*, cap. 3, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Meyers* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Meyers* reported that the Committee had come to several Resolutions, which he was directed to submit to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Montreal Court House Bill.

The Order of the Day for the second reading of the Bill to provide for the rebuilding of the Court House in the City of *Montreal*, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House on Tuesday next.

Hastings Titles Bill.

The Order of the Day for the House in Committee on the Bill to remedy certain defects in the registration of Titles in the County of *Hastings*, in *Upper Canada*, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Sherwood* of *Brockville*, took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair,

And Mr. *Sherwood* of *Brockville* reported that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Brockville Assessment Bill.

The Order of the Day for the second reading of the Bill to provide for an assessment of Real and Personal Property in the Town of *Brockville*, according to the annual value or rental thereof, and for other purposes, being read;

The said Bill was accordingly read, and referred to the Standing Committee on Private Bills.

Quebec Forwarding Company Bill.

The Order of the Day for the second reading of the Bill to incorporate certain persons under the name of "The *Quebec* Forwarding Company," being read;

The said Bill was accordingly read, and referred to a Select Committee, composed of the Honourable Mr. *Aylwin*, the Honourable Mr. *Baldwin*, Mr. *Chauveau*, the Honourable Mr. Solicitor General *Sherwood*, and Mr. *Macdonald* of *Kingston*, to report thereon with all convenient speed; with power to send for persons, papers, and records.

Orders postponed.

Ordered, That the remaining Orders of the Day be postponed until to-morrow,

Then, on motion of Mr. *Macdonald* of *Cornwall*, seconded by Mr. *Drummond*,

The House adjourned.

Mercurii, 29° die Aprilis.

Anno Nono, Victoriæ Reginæ, 1846.

12½ *Horâ, P. M.*

Address of Congratulation.

AT the hour appointed, Mr. Speaker and the House attended upon His Excellency the Governor General, with their Address of Congratulation;

And being returned,

Mr. Speaker reported that the House had attended upon His Excellency, the Governor General, with their Address, to which His Excellency was pleased to make the following Answer:—

Answer.

Gentlemen of the House of Assembly,

I beg you to accept my cordial thanks for your kind Congratulations on the distinguished appointment which the Queen has been graciously pleased to confer on me, and I humbly hope that, in the discharge of its important duties, I may be enabled to promote the welfare of the people of *Canada;* which will form the object of my most earnest and unremitting endeavours.

On your attachment to Her Majesty's Person and Government, I rely with unbounded confidence under whatever circumstances it may be called forth.

Adjournment.

Then, on motion of Mr. *Smith* of *Frontenac*, seconded by Mr. *Roblin*,

The House adjourned until four o'clock, P. M. this day.

4° *Horâ, P. M.*

Petitions laid on the table.

THE following Petitions were severally brought up and laid on the table:—

By Mr. *Foster*,—The Petition of *John S. Herrick* and others, of the Township of *Farnham*, in the County of *Shefford*.

By Mr. *Boulton*,—The Petition of *William B. Jarvis*, Esquire, and others, of the City of *Toronto*.

By Mr. *Leslie*,—The Petition of *Hugh M'Cargar* and others, of the Township of *Mountain*, in the County of *Dundas*.

By Mr. *Williams*,—The Petition of *Dennis Riordean*, of *Port Hope*, in the District of *Newcastle*.

By the Honourable Mr. *Aylwin*,—The Petition of *Alexis Mousseau*, Esquire, and others; and the Petition of the Right Reverend the Lord Bishop of *Montreal*, and certain Clergymen and other Inhabitants of the City of *Quebec* (relating to Railroads).

By the Honourable Mr. Attorney General *Smith*,—The Petition of the Reverend *R. Whitwell* and others, Members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*.

By Mr. *Gowan*,—The Petition *André Leroux Cardinal*, Chief Messenger to the Legislative Assembly; and the Petition of Mrs. *Sophia Dalton*, of the City of *Toronto*, widow of the late *Thomas Dalton*.

By Mr. *Bertrand*,—The Petition of the Mayor and Councillors of the Municipality of *Rivière du Loup*, in the County of *Rimouski*.

By Mr. *Duggan*,—The Petition of the Reverend *S. J. Hill* and others, members of the United Church of *England* and *Ireland*, in the Township of *Chinguacousy*, in the Diocese of *Toronto*.

Great Western Railroad Extension Bill.

An Engrossed Bill to incorporate a Company to extend the Great Western Railroad from *Hamilton* to *Toronto*, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Smith* of *Wentworth*, do carry the said Bill to the Legislative Council, and desire their concurrence.

Supervisor of Cullers Bill.

An Engrossed Bill to increase the Salary of the Supervisor of Cullers, was read for the third time.

Supervisor of Cullers Bill.

Mr. *Stewart* of *Bytown* moved, seconded by the Honourable Mr. *Robinson*, that the Bill do pass, and the title be "An Act to increase the Salary of the "Supervisor of Cullers."

The Question having been put upon the said motion, a division ensued, and it was carried in the affirmative, and

Resolved, Accordingly.

Ordered, That Mr. *Stewart* of *Bytown*, do carry the said Bill to the Legislative Council, and desire their concurrence.

Petitions Read.

Pursuant to the Order of the Day the following Petitions were read:—

Of *John Wilson*, of *London*, in the District of *London;* complaining against the Judge of the District Court of the said District, and praying relief.

Of *Joseph Culver* and others, of the Township of *Woodhouse*, in the District of *Talbot;* praying that the Clergy Reserve Lands may not be placed under the control of any one or more Religious Societies.

Of the Reverend *Robert Boyd* and others, inhabitants of the Town of *Prescott* and vicinity; praying that there may be no partition of the Endowment of the University of King's College.

Of *Joseph Leeming* and others, of *Oxford* and other Townships, in the District of *Johnstown;* praying that the Imperial Act for the disposal of the Clergy Reserve Lands may not be interfered with.

Of *William Dixon*, a Messenger to the Legislative Assembly; praying for a retired allowance.

Of the Reverend *G. M. Armstrong* and others, members of the United Church of *England* and *Ireland*, in the Township of *Louth*, in the District of *Niagara;* and of *John Taylor* and others, members of the United Church of *England* and *Ireland*, in the Townships of *Adelaide* and *Metcalfe*, in the Diocese of *Toronto;* praying that measures may be adopted for vesting in the Church Society of the Diocese of *Toronto*, for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall correspond with their share of the income arising from the same.

Of *John Watson* and others, Distillers, of the City of *Toronto;* praying that the intended duty be not levied on Distilled Spirits in the Province, or that their interests may be protected by certain provisions.

Of the Reverend *William M'Murray* and others, of the Village and Township of *Ancaster;* praying for the repeal of the Common School Act, or that the School Moneys may be divided among the different Religious denominations, to be expended by them for School purposes.

Of the Reverend *William M'Murray* and others, of the Village and Township of *Ancaster*, in the District of *Gore;* praying that no Act may be passed which would destroy the religious character, or invade the chartered rights of the University of King's College.

Of *Archibald M'Fadyen* and others, of the Township of *Eldon*, in the District of *Colborne;* praying that the sum granted for the improvement of *Simcoe* Street may be expended according to the original intention.

Of *Newton Bosworth* and others, members of the Baptist Church in *Paris;* praying for an Address to Her Majesty to abolish all State support of Religion in the Province, and for the appropriation of the Clergy Reserves towards the support of education.

Of *Alexis Laframboise*, Esquire, and others, of the City of *Montreal;* praying for an inquiry into the truth of certain allegations against the last Municipal Elections, and the Election of Mayor for the said City.

Of *John Reid* and others, Students of the *Toronto* Medical School; praying to be exempted from certain provisions of the Bill now before the Legislature relating to the study and practice of medicine. Petitions Read.

Of *Hypolite Dubord*, Esquire, and others, Ship Builders, Carpenters, and others, of the City of *Quebec*, interested and engaged in the building and construction of Ships; praying that the said interest may be protected by a drawback or otherwise, and that the duty on certain articles be reduced.

Of *John Earele* and others, of the Parish of *Ste. Scholastique*, in the County of *Two Mountains;* praying that the Survey of a certain line of Road, through *St. Eustache* to *Grenville*, may be adhered to.

Petitions referred: A. Laframboise, et al.

Resolved, That the Petition of *Alexis Laframboise*, Esquire, and others, of the City of *Montreal*, be referred to a Select Committee, composed of the Honourable Mr. *LaFontaine*, Mr. *Leslie*, Mr. *Drummond*, Mr. *Jobin*, and Mr. Solicitor General *Taschereau*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

W. Dixon.

Ordered, That the Petition of *William Dixon*, a Messenger to the Legislative Assembly, be referred to the Standing Committee on Contingencies.

A. Overholt, et al.

Ordered, That the Petition of *Aaron Overholt* and others, of the Township of *Rainham*, in the District of *Talbot*, be referred to the Select Committee to which was referred the Petition of *George Roe* and others, of the County of *Russell*, and other references.

West Halton Election.

Mr. *Williams*, from the Select Committee appointed to try the merits of the Petition of *James Durand*, Esquire, complaining of the undue Election and Return of *James Webster*, Esquire, the Sitting Member for the West Riding of the County of *Halton*, reported to the House that, pursuant to adjournment, the Committee met this day at Ten o'clock, A. M., but in consequence of the absence of Mr. *Lacoste*, a member of the Committee, they were unable to proceed to business.

Member to attend in his place.

Ordered, That Mr. *Lacoste*, Member for the County of *Chambly*, do attend in his place in this House, at the next sitting thereof.

Toronto Mechanics' Institute.

The Honourable Mr. Solicitor General *Sherwood*, from the Select Committee to which was referred the Petition of *Thomas Gibbs Ridout*, Esquire, and others, members of the *Toronto* Mechanics' Institute, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Report.

It appears by the said Petition, that the said Institute has been in existence for a period of fifteen years, and that the members thereof have erected a convenient building for the objects of the Society, and they think that their property would be more secure, and the objects of the Institute would be much better carried out, if they were incorporated.

Your Committee are of opinion, that the prayer of the Petition should be granted, and particularly, as they find that, during the last Session of the present Parliament, an Act was passed incorporating a similar Institute in the City of *Montreal.*

Bill.

Ordered, That the Honourable Mr. Solicitor General *Sherwood* have leave to bring in a Bill to incorporate the *Toronto* Mechanics' Institute.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on to-morrow.

Notarial Titles Bill, (L. C.)

Mr. Solicitor General *Taschereau*, from the Select Committee to which was referred the Bill to remove all doubts as to the validity of certain Deeds, Instruments, and Documents executed before Notaries in *Lower Canada*, and to secure the rights, titles, and interest of all persons concerned therein, reported that the Committee had gone through the Bill, and had made several amendments thereto, which amendments were again read at the Clerk's table.

Ordered, That the said Bill and Report be committed to a Committee of the whole House, on Friday next.

Clergy Reserves.

Mr. *Petrie*, from the Select Committee to which was referred the Petition of *George Roe* and others, of the County of *Russell*, and other references, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Report.

Your Committee find with great regret, from the numerous Petitions laid before your Honourable House, that the long agitated question of the Clergy Reserves has again become a subject of discussion and contention in this Province.

The excitement which so unhappily existed on this subject for many years, and which produced such disastrous consequences to the peace and prosperity of the Province, was at length set at rest by the Imperial Statute 3rd and 4th *Victoria*, chap. 78.

The Imperial Legislature intended that Statute to be a final settlement of the question, and, notwithstanding the inequality of the division, it was accepted by the inhabitants of this Province as such.

Under these circumstances, it is deeply to be regretted that the Church Societies of the Dioceses of *Quebec* and *Toronto* should have adopted the course of again agitating the question, by claiming the absolute and uncontrolled conveyance to the Church of *England* of a share of the Clergy Reserves, according to the proportion of funds assigned by the Imperial Act for the benefit of that Church.

Your Committee beg leave to quote from the Report of the Select Committee on the same subject, which was presented to this House during the last Session, as conveying in concise yet forcible language the objections which offer themselves to the proposed division. The extract is as follows:—

"After a careful consideration of the subject, your "Committee have come to the conclusion, that while "the advantages of dividing the Clergy Reserves as "prayed for are very doubtful, the disadvantages are "very certain and obvious.

"In the first place, it will be difficult, if not im- "practicable, to make a satisfactory division;—in "order to approximate to a fair division an enormous "expense must be incurred in valuing each lot sepa- "rately, and even then there will be a rivalry as to "choice and location, and suspicions will (with or "without reason) be created of favouritism towards "some particular sect or sects.

"According to the present law, the management "and disposal of the lands are in the hands of a Go- "vernment responsible for the same, and over which "the Legislature can exercise an active supervision.

"Should the proposed distribution take place, they "would be placed beyond the control of Parliament, "and vested in Ecclesiastical Corporations, respon- "sible to no one, and which would dispose of them "to their own advantage, and without reference to "the general good.

"The progress of improvement in *Canada* has, it "is generally believed, been greatly impeded by the "accumulation of its uncultivated land in the hands "of owners who will not bring their property to sale, "but retain it as a matter of speculation, and in ex- "pectation of a future increase in value, not from any "expenditure of Capital, but from the industry and "skill of the neighbouring agriculturists. Report.

"The conveyance of such a large quantity of land "to Corporations, not desirous of disposing of them "at their present prices, and which intend not to "sell, but to lease, would, in your Committee's "opinion, greatly increase this evil, and would have "a tendency to substitute an inferior order of "Tenantry, for an independent body of Yeomen.

"Great apprehension is expressed by the Pe- "titioners, lest the interests of those occupants of "Clergy Reserves who hold by lease or otherwise, "should suffer by the proposed transfer of their "lands. The Government very properly gives such "occupants every opportunity of earning the pur- "chase money from the cultivation of the land itself, "and thus enables many an industrious man to be- "come a freeholder and owner of property, which he "could not in any other way hope to acquire.

"This is not likely to be the case when the lands "are vested in private parties, whose object is to sell "at the highest prices and receive the highest rents.

"Your Committee, therefore, earnestly recom- "mend, that the interests of all parties now occupy- "ing those lands should be fully protected and pro- "vided for in any arrangement that may be made."

Your Committee beg to express their entire concurrence with the above extract, and would further suggest that the late Order in Council allowing an extended time to the purchaser of Clergy Reserve Lands—an extension conducive alike to the settlement of the Country, the prosperity of the occupant, and the advantageous sale of the lands—is an additional proof of the benefits to be derived from leaving the management of those lands in the hands of a Government having no interest differing from that of the great body of the people.

While your Committee believe that the management and sale of the lands might be conducted in a more economical manner, they are at the same time of opinion, that the expenses said to be incurred have been much exaggerated, for although the charges for valuation have been large, these charges can only be considered as an advance by the Crown Lands Department, to be repaid by the purchasers when making their payments.

Your Committee are, therefore, unanimously of opinion, that the division sought for by one out of the many denominations interested in the said lands, is inadvisable, and they strongly recommend that no change or deviation from the present system should be sanctioned by the Legislature.

Ordered, That one thousand copies of the said Report be printed, for the use of the Members of this House. Printed.

Bytown Town Council Bill.

Mr. *Stewart* of *Bytown*, from the Select Committee to which was referred the Bill to define the limits of *Bytown*, and to establish a Town Council therein, reported that the Committee had gone through the Bill and had made several amendments thereto, which amendments were again read at the Clerk's table.

Ordered, That the said Bill and Report be committed to a Committee of the whole House, on Monday next.

Printing and Binding.

Mr. *Gowan* from the Standing Committee on Printing and Binding, presented to the House the Second Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Report.

Your Committee beg to report that they caused advertisements to be inserted in all the newspapers published in the cities of *Montreal*, *Toronto*, *Quebec*, and *Kingston*, advertising for Tenders for the Printing and Binding of the Journal and Appendix of your Honourable House for the present Session. In

Report.

reply to such advertisements your Committee received tenders from the following persons:

No. 1.—*Jas. Leslie*, of *Toronto*, for English 1s. 6d. per 1000 ems for Composition, and 1s. 9d. per token for single Crown Press work.

No. 2.—Messrs *Lovell & Gibson*, of *Montreal*, 1s. 4d. per 1000 ems for Composition, and 1s. 6d. per token for Press work.

No. 3.—*E. J. Barker*, of *Kingston*, for English 1s. 3d., and 1s. 6d. for French per 1000 ems for Composition, and 1s. per Token for Press work.

No. 4.—*W. J. Coates*, of *Toronto*, for English 1s. 3d. per 1000 ems for Composition, and 1s. 3d. per Token for Press work.

No. 5.—*Jno. Simpson*, of *Niagara*, for English 1s. 2d. per 1000 ems for Composition, and 1s. 2d. per Token for Press work.

No. 6.—*Rollo Campbell*, of *Montreal*, for English 1s. 4d. per 1000 ems for the Composition of the Journals, and 1s. 2d. per 1000 ems for the Composition of the Appendix, and 9d. per Token for Press work.

No. 7.—*Louis Perrault*, of *Montreal*, for French 1s. 4d. per 1000 ems for the composition of the Journals, and 1s. 2d. per 1000 ems for the Composition of the Appendix, and 9d. per Token for Press work.

No. 8.—*L. O. Le Tourneux*, of *Montreal*, 4s. 3d. per volume for Binding.

No. 9.—Messrs. *Lamothe & Chapleau*, of *Montreal*, 3s. 10d. per volume for Binding.

No. 10.—*Charles Hobrough*, of *Kingston*, 3s. 9d. per volume for Binding.

No. 11.—*E. J. Barker*, of *Kingston*, 3s. 6d. per volume for Binding.

No. 12.—*R. & A. Miller*, of *Montreal*, 2s. 5d. per volume for Binding.

Upon a recapitulation and examination of the several Tenders, and taking the quantity of last year as the basis, namely 1125 sheets of 20,000 ems each, and the Press work at 4,566 Tokens, the following would be as near to the result as your Committee can ascertain:

No. 1.—*James Leslie*, Composition £1687 10s., and Press work £399 10s. 3d., making together £2087 0s. 3d.

No. 2.—Messrs. *Lovell & Gibson*, Composition £1500, and Press work £342, making together £1842 9s.

No. 3.—*E. J. Barker*, Composition English £703 2s. 6d., French Composition £843 15s., and Press work £228 6s., making together £1775 3s. 6d.

No. 4.—*W. J. Coates*, Composition £1406 5s., and Press work £285 7s. 6d., making together £1691 12s. 6d.

No. 5.—*Jno. Simpson*, Composition £1312 4s., and Press work £266 7s., making together £1578 11s.

No. 6.—*Rollo Campbell*, Composition for Journals (about one third) £500, and *Louis Perrault* (No. 7) for the Appendix (about two thirds) £875, making £1375, which with £171 4s. 6d., the amount of the Press work, would make together the sum of £1546 4s. 6d.

It will thus appear from the above synopsis of the several Tenders, that the Tenders of Messrs. *Campbell & Perrault* are the lowest, and ought, in the opinion of your Committee, to be accepted by your Honorable House, upon condition of their furnishing two sufficient securities for the faithful performance of their Contract, such sureties to be approved by your Committee.

In reference to the Binding, your Committee recommend your Honourable House to accept the Tender of Messrs. *R. & A. Miller*, as being the lowest.

Report.

Your Committee have much pleasure in informing your Honourable House, that it would appear, from the above data as to quantity, a saving of over £500 will be this year effected in the Printing and Binding of your Honourable House, as compared with the expense of the Printing and Binding of your Honourable House during the last Session.

Ordered, That the said Report be committed to a Committee of the whole House to-morrow.

On motion of the Honourable Mr. Solicitor General *Sherwood*, seconded by Mr. *Boulton*,

Address, Toronto Harbour Dues.

Resolved, That an humble Address be presented to His Excellency, the Governor General, praying His Excellency to cause the proper officer to lay before this House a Return of the amount collected for Harbour Dues at the Port of *Toronto* for the year 1845;—and also, a detailed Statement shewing the Balance (if any) still due to the Government on account of sums advanced by the authority of certain Acts of the Parliament of *Upper Canada*, for constructing and repairing the Queen's Wharf, at the entrance of the said Harbour.

Ordered, That the said Address be presented to His Excellency, the Governor General, by such Members of this House as are of the Honourable the Executive Council of this Province.

Member Excused for Non-attendance on Election Committee.

According to Order, *Jean Chabot*, Esquire, Member for the City of *Quebec*, who was absent yesterday from the Select Committee appointed to try the merits of the Petition of *James Durand*, Esquire, complaining of the undue Election and Return of *James Webster*, Esquire, Sitting Member for the West Riding of the County of *Halton*, attended in his place in this House.

Mr. *Chabot* rose in his place, and having given satisfactory reasons for not being present at the meeting of the said Select Committee, and having verified the same upon oath,

On motion of the Honourable Mr. *Aylwin*, seconded by Mr. *Chauveau*,

Resolved, That Mr. *Chabot* having given satisfactory reasons for not being present yesterday at the meeting of the Select Committee for the trial of the Contested Election for the West Riding of the County of *Halton*, and having verified the same upon oath, he be now excused for such non-attendance.

Middlesex Election.

The Honourable Mr. *Aylwin* moved, seconded by Mr. *Chabot*, That a new Commission to take evidence in the Controverted Election for the County of *Middlesex* do issue, directed to *James Givens*, *John Wilson*, and *Henry C. Becher*, Esquires; and that the said Commissioners shall have power to meet at the Town of *London*, and any other place or places in the County of *Middlesex* as shall be most convenient for carrying out the purposes of the said Commission; that *James Givens*, Esquire, be Chairman of the said Commission, and that the first meeting of the said Commissioners shall take place at the said Town of *London* on Monday, the sixth day of July next.

The Question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Aylwin*, *Baldwin*, *Berthelot*, *Bertrand*, *Boulton*, *Cauchon*, *Cayley*, *Chabot*, *Chalmers*, *Chauveau*, *Christie*, *Colvile*, *Cummings*, *Daly*, *Desaunier*, *DeWitt*, *Dickson*, Attorney General *Draper*, *Drummond*, *Duggan*, *Gowan*, *Guillet*, *Jessup*, *LaFontaine*, *Lantier*, *Laterrière*, *Laurin*, *LeMoine*, *Leslie*, *Macdonald* of Cornwall, *Macdonell* of Stormont, *M'Connell*, *Méthot*, *Moffatt*, *Monro*, *Murney*, *Nelson*,

Middlesex Election.

Papineau, Powell, Petrie, Price, Robinson, Roblin, Scott, Seymour, Smith of FRONTENAC, Attorney General *Smith, Smith* of WENTWORTH, *Taché*, Solicitor General *Taschereau, Thompson, Viger, Webster*, and *Williams*.—(54.)

NAYS.

Messieurs *Hale, Riddell, Sherwood* of BROCKVILLE, and Solicitor General *Sherwood*.—(4.)

So it was carried in the affirmative, and

Ordered, Accordingly.

Returns to Address.

The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, laid before the House, by command of His Excellency the Governor General,

Cornwall Town Lots.

Return to an Address from the Legislative Assembly, to His Excellency the Administrator of the Government, dated the 3rd instant, praying that His Excellency would be pleased to cause to be laid before them "a copy of the Petition on which was grounded the Order in Council directing the sale of Lots Nos. Ten and Eleven, north side of Water Street, in the Town of *Cornwall*, together with a copy of the said Order in Council: also, copies of the Report of the District Agent, and of the Commissioner of Crown Lands, touching the same; and copies of any letters and documents, addressed by *John S. Macdonald*, Esquire, to the Government, on the subject, and of the replies thereto."

(*For the said Return, see Appendix W.*)

Also,

Rebellion Losses.

First Report of the Commissioners appointed to enquire into the Losses occasioned by the troubles during the years 1837 and 1838.

(*For the said Report, see Appendix X.*)

Customs Duties.

Mr. *Meyers*, from the Committee of the whole House, to take into consideration the propriety of amending the Act 6 *Vic.* cap. 31, and the Schedule of Duties granted by 8 *Vic.* cap. 31, reported, according to Order, the Resolutions of the said Committee, which Resolutions were again read at the Clerk's table, and are as followeth:—

Resolutions.

1. *Resolved*, As the opinion of this Committee, that an *ad valorem* duty of five per cent be imposed upon all kinds of manufactured or unmanufactured Leather, the production of *Great Britain* or of the British Colonies, imported by sea, or direct from any British Colony.

2. *Resolved*, As the opinion of this Committee that on Leather manufactures otherwise imported, the following duties be imposed, that is to say:—

	Present Duties.			
	s.	d.		s. d.
1st	5	0	On Goat Skins, tanned, tawed or in any other way dressed, per dozen	5 0
2nd	2	6	On Lamb or Sheep Skins, tanned, tawed or in any way dressed, per dozen	2 6
3rd	0	6	Calf Skins, tanned, tawed or in any way dressed, per lb.	0 4
4th	0	3	Kip Skins, tanned, tawed or any way dressed, per lb.	0 2
5th	0 and	2 1½	Harness Leather, Upper Leather, and Sole Leather, per lb. ...	0 1½
6th	0	6	Leather cut into Shapes, per lb. ...	0 4
			LEATHER MANUFACTURES.	
7th	7	6	Women's Boots, Shoes and Calashes of Leather, per 12 pairs ...	5 0
8th	7	6	Women's Boots and Shoes, of Silk, Satin, Jean, or other Stuffs, Kid or Morocco, per dozen pairs ...	5 0
9th	2	6	Girl's Boots, Shoes and Calashes of Leather, under seven inches in length, per dozen pairs... ...	2 0
10th	3	0	Girl's Boots and Shoes, of Silk, Satin, Jean or other Stuffs, Kid or Morocco, per dozen pairs	2 0
11th	2	6	Men's Boots, per pair ...	2 0
12th	1	0	Men's Shoes, per pair	0 6
13th	1	3	Boys' Boots, under 8 inches in length, per pair	0 9
14th	0	9	Boys' Shoes under 8 inches in length, per pair	0 4

Resolutions.

3. *Resolved*, As the opinion of this Committee, that salted or cured meat, for the use of the Fisheries in the Gulf of *St. Lawrence*, shall be admitted free of Duty.

On motion of the Honourable Mr. *Cayley*, seconded by the Honourable Mr. Attorney General *Smith*,

Ordered, That the Question of concurrence be now separately put upon each of the said Resolutions.

And the first of the said Resolutions being again read, and the Question being put thereon, a division ensued, and the names being called for they were taken down as followeth:—

YEAS.

Messieurs *Boulton, Cayley, Chalmers, Christie, Colvile, Cummings, Daly, DeWitt, Dickson*, Attorney General *Draper, Duggan, Ermatinger, Foster, Gowan, Hale, Jessup, LeMoine, Macdonald* of CORNWALL, *M'Connell, Moffatt, Monro, Murney, Papineau, Petrie, Riddell, Robinson, Seymour, Sherwood* of BROCKVILLE, Solicitor General *Sherwood, Smith* of FRONTENAC, Attorney General *Smith*, Solicitor General *Taschereau, Viger, Webster, Williams*, and *Woods*.—(36.)

NAYS.

Messieurs *Aylwin, Baldwin, Berthelot, Bertrand, Cauchon, Chabot, Chauveau, Desaunier, Drummond, Guillet, LaFontaine, Lantier, Laterrière, Laurin, Leslie, Macdonell* of STORMONT, *Méthot, Nelson, Powell, Price, Roblin, Rousseau, Scott, Smith* of WENTWORTH, *Taché*, and *Thompson*.—(26.)

So it was carried in the affirmative.

The second of the said Resolutions being again read,

Ordered, That the Question of concurrence be separately put upon each of the items contained therein.

And the first to the tenth of the said items inclusive, being again read, and the Question being separately put thereon, the House divided upon each, and the names being called for, they were taken down as in the last preceding division.

The eleventh to the fourteenth and last of the said items being again read, and the Question being separately put thereon, the House divided upon each, and the names being called for they were taken down as followeth:—

YEAS.

Messieurs *Boulton, Cayley, Chalmers, Christie, Colvile, Cummings, Daly, DeWitt, Dickson*, Attorney General *Draper, Duggan, Ermatinger, Gowan, Hale, Jessup, LeMoine, Macdonald* of CORNWALL, *Macdonald* of KINGSTON, *M'Connell, Meyers, Moffatt, Monro, Murney, Papineau, Petrie, Riddell, Robinson, Seymour, Sherwood* of BROCKVILLE, Solicitor General *Sherwood, Smith* of FRONTENAC, Attorney General *Smith*, Solicitor General *Taschereau, Viger, Webster, Williams*, and *Woods*.—(37.)

NAYS.

Messieurs *Aylwin, Baldwin, Berthelot, Bertrand, Cauchon, Chabot, Chauveau, Desaunier, Drummond, Guillet, Hall, Jobin, LaFontaine, Lantier, Laterrière, Laurin, Leslie, Macdonell* of STORMONT, *Méthot,*

Resolutions.

Nelson, Powell, Price, Roblin, Rousseau, Scott, Smith of WENTWORTH, *Taché*, and *Thompson*.—(28.)

So the second Resolution was carried in the affirmative.

The third of the said Resolutions being again read, and the Question being put thereon, it was agreed to unanimously, and

Resolved, That this House doth concur with the Committee in the said Resolutions.

Customs Bill.

Ordered, That the Honourable Mr. *Cayley* have leave to bring in a Bill to alter and amend the Laws imposing Provincial Duties of Customs.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Friday next.

Hastings Titles Bill.

Mr. *Sherwood*, of *Brockville*, from the Committee of the whole House, on the Bill to remedy certain defects in the registration of Titles in the County of *Hastings*, in *Upper Canada*, reported, according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill, as amended, be Engrossed.

Great Western Railroad Bill.

The Order of the Day for the second reading of the Bill to alter and amend the Charter of the Great Western Railroad Company, being read;

The said Bill was accordingly read, and referred to the Select Committee on Railroads.

Burns' Relief Bill.

The Order of the Day for the second reading of the Bill for the relief of *Robert Easton Burns*, Judge of the *Home* District Court, being read;

Ordered, That the said Bill be read a second time on Wednesday next.

Bankrupt Laws Bill.

The Order of the Day for the second reading of the Bill to continue and amend the Bankrupt Laws, now in force in this Province, being read;

Ordered, That the said Bill be read a second time on Friday next.

Vanzandt's Relief Bill.

The Order of the Day for the second reading of the Engrossed Bill from the Legislative Council, intituled "An Act for the relief of *Juliet Vanzandt*, "wife of *Jacob L. Vanzandt*, who claims as sister of "the half blood of *Richard Duncan*, late of *Williams-*"*burgh*, in the *Eastern* District of this Province," being read;

Ordered, That the said Bill be read a second time, on Monday next.

Bills of Exchange Bill, (Inland.)

The Order of the Day for the second reading of the Bill to amend the Law regulating Inland Bills of Exchange and Promissory Notes and the protesting thereof being read;

The said Bill was accordingly read and referred to a Select Committee, composed of the Honourable Mr. *Moffatt*, the Honourable Mr. *Robinson*, Mr. *Macdonald* of *Kingston*, Mr. *LeMoine*, and Mr. *Leslie*, to report thereon with all convenient speed; with power to send for persons, papers, and records.

Bills of Exchange Bill, (Foreign.)

The Order of the Day for the second reading of the Bill to amend the Law relative to damages on Protested Foreign Bills of Exchange, being read;

The said Bill was accordingly read and referred to the foregoing Select Committee.

Partition of Lands Bill, (L. C.)

The Order of the Day for the second reading of the Engrossed Bill from the Legislative Council, intituled, "An Act to facilitate the partition of Lands, "Tenements, and Hereditaments, in certain cases in "*Lower Canada*," being read;

The said Bill was read accordingly.

Partition of Lands Bill, (L. C.)

The Honourable Mr. *Moffatt* moved, seconded by the Honourable Mr. *Robinson*, that the said Bill be referred to a Select Committee, composed of the Honourable Mr. *Moffatt*, Mr. *Colvile*, Mr. *M'Connell*, the Honourable Mr. *Aylwin*, and the Honourable Mr. Attorney General *Smith*, to report thereon with all convenient speed; with power to send for persons, papers, and records.

On motion of Mr. *Macdonald* of *Cornwall*, seconded by the Honourable Mr. *Robinson*,

Ordered, That the further consideration of the said motion be postponed until tomorrow.

Carruthers' Relief Bill.

The Order of the Day for the second reading of the Bill to authorize the Court of Queen's Bench and the High Court of Chancery, at their discretion, to admit *Frederic Fraser Carruthers*, to practice as an Attorney and Solicitor thereof respectively, being read;

Ordered, That the said Bill be read a second time on Monday next.

Queenston and Niagara Assessment Bill.

The Order of the Day for the second reading of the Bill to alter the mode of Assessment in the Towns of *Niagara* and *Queenston* being read;

The said Bill was accordingly read, and ordered to be Engrossed.

Hochelaga Division Bill.

The Order of the Day for the second reading of the Bill to divide the Municipality of *Hochelaga* into five distinct Municipalities, and further to provide for the support of Schools and the management of local affairs therein, being read;

The said Bill was accordingly read, and referred to a Select Committee, composed of Mr. *Leslie*, the Honourable Mr. *Papineau*, the Honourable Mr. *La-Fontaine*, Mr. *Jobin*, and Mr. *DeWitt*, to report thereon with all convenient speed; with power to send for persons, papers, and records.

St. Patrick's Society Incorporation Bill.

The Order of the Day for the second reading of the Bill to incorporate the *St. Patrick's* Society of *Montreal*, to enable the said Society more efficiently to manage the affairs thereof, being read;

The said Bill was accordingly read, and referred to the Standing Committee on Private Bills.

Albion Road Bill.

The Order of the Day for the House in Committee on the Bill to incorporate certain persons under the name of the *Albion* Road Company, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Jobin* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair,

And Mr. *Jobin* reported that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Temperance Houses Bill, (U. C.)

The Order of the Day for the House in Committee on the Bill to enable the District Councils in *Upper Canada* to regulate Temperance Houses, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Merritt* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair.

Montreal Roads.

The Order of the Day for the House in Committee on the First Report of the Select Committee to which was referred the Petition of *E. Guy*, Esquire, and others, residing on the Lower *Lachine* Road, and other references, being read;

Ordered, That the said Order of the Day be postponed until Monday next.

"*Les Dames Religieuses de Notre Dame de Charité du Bon Pasteur*" Incorporation Bill.

The Order of the Day for the second reading of the Bill to incorporate "*Les Dames Religieuses de Notre Dame de Charité du Bon Pasteur*," at *Montreal*, for the care and reformation of Female Penitents being read;

The said Bill was accordingly read, and committed to a Committee of the whole House.

Mr. *Williams* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Williams* reported that the Committee had gone through the Bill, and had made an amendment thereto, which amendment was again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill, as amended, be Engrossed.

"*La Banque des Marchands*" Incorporation Bill.

The Order of the Day for the second reading of the Bill to incorporate "*La Banque des Marchands*," being read;

The said Bill was accordingly read, and referred to the Standing Committee on Private Bills.

Wolfe Island Railroad Bill.

The Order of the Day for the second reading of the Bill to incorporate the "*Wolfe* Island, *Kingston*, and *Toronto* Railroad Company," being read;

The said Bill was accordingly read, and referred to the Select Committee on Railroads.

Sheriffs' Poundage Bill.

The Order of the Day for the second reading of the Bill to regulate the poundage to be received by Sheriffs on Executions, and for other purposes therein mentioned, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House to-morrow.

Municipal Councils Bill, (L. C.)

The Order of the Day for the second reading of the Bill to repeal the Acts therein mentioned, and to amend the Law for the establishment of Local and Municipal Authorities in *Lower Canada*, being read;

Ordered, That the said Bill be read a second time on Friday next.

Peterboro' Railway Bill.

The Order of the Day for the second reading of the Bill to incorporate the "*Peterborough* and *Port Hope* Railway Company," being read;

The said Bill was accordingly read, and referred to the Select Committee on Railroads.

Railways Bill.

The Order of the Day for the second reading of the Bill to consolidate in one Act provisions usually inserted in Acts authorizing the making of Railways, being read;

Ordered, That the said Bill be read a second time on Monday next.

Quebec Cullers Society Incorporation Bill.

The Order of the Day for the second reading of the Bill to incorporate "the *Quebec* Cullers' Benevolent Society" being read;

The said Bill was accordingly read, and referred to a Select Committee, composed of Mr. *Chabot*, Mr. *Lantier*, the Honourable Mr. *Aylwin*, Mr. *Laurin*, and Mr. *Chauveau*, to report thereon with all convenient speed; with power to send for persons, papers, and records.

Commissioners of Enquiry Bill

The Order of the Day for the second reading of the Bill to empower Commissioners for enquiring into matters connected with the Public Business, to take evidence on oath, being read;

Ordered, That the said Bill be read a second time, on Friday next.

Common School Bill, (L. C.)

The Order of the Day for the second reading of the Bill to repeal certain enactments therein mentioned, and to make better provision for Elementary instruction in *Lower Canada*, being read;

Ordered, That the said Bill be read a second time on Friday next.

Fish Protection Bill, (U. C.)

The Order of the Day for the second reading of the Bill to prevent persons Fishing with nets on the shores of Lakes in *Upper Canada*, from the tenth of June to the first of September in each year, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House on Monday next.

Bathurst School Monies Bill.

The Order of the Day for the second reading of the Bill to enable the District of *Bathurst* to receive the School Moneys apportioned to it in the year one thousand eight hundred and forty five, notwithstanding the failure of the District Council to levy an equal sum, being read;

The said Bill was accordingly read, and ordered to be Engrossed.

Cobourg Manufacturing Company.

The Order of the Day for the second reading of the Bill to incorporate the *Cobourg* Manufacturing Company, being read;

Mr. *Meyers* moved, seconded by Mr. *Williams*, that the said Bill be now read a second time.

The Question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs. *Chalmers*, *Chauveau*, *Christie*, *Cummings*, *DeWitt*, *Dickson*, *Foster*, *Gowan*, *Hale*, *Hall*, *Jessup*, *Laterrière*, *Laurin*, *Macdonald*, of KINGSTON, *Macdonell*, of STORMONT, *M'Connell*, *Merritt*, *Méthot*, *Meyers*, *Monro*, *Murney*, *Robinson*, *Rousseau*, *Scott*, *Seymour*, *Smith* of FRONTENAC, *Smith* of WENTWORTH, and *Williams*.—(28.)

NAYS.

Messieurs. *Baldwin*, *Bertrand*, *Duggan*, *Lantier*, *Powell*, *Price*, *Roblin*, and *Sherwood*, of BROCKVILLE.—(8.)

So it was carried in the affirmative, and

The said Bill was accordingly read, and referred to the Standing Committee on Private Bills.

Niagara Suspension Bridge Bill.

The Order of the Day for the House in Committee on the Bill for erecting an International Bridge over the *Niagara* River at or near the Falls of *Niagara*, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Hall* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Hall* reported that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received tomorrow.

Quebec and Melbourne Railroad Bill.

The Order of the Day for the second reading of the Bill to incorporate the "*Quebec* and *Melbourne* Railroad Company," being read;

The said Bill was accordingly read, and referred to the Select Committee on Railroads.

Quebec Gas and Water Company repeal Bill.

The Order of the Day for the second reading of the Bill to repeal the Act incorporating the *Quebec* Gas Light and Water Company, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House to-morrow.

Quebec Water Bill.

The Order of the Day for the second reading of the Bill for supplying the City of *Quebec* and parts adjacent thereto with Water, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House to-morrow.

Quebec Gas Bill.

The Order of the Day for the second reading of the Bill for Lighting the City of *Quebec* with Gas, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House to-morrow.

Simcoe Registry Office Bill.

The Order of the Day for the House in Committee on the Bill to provide for the removal of the Registry Office of the District of *Simcoe*, from its present site, to *Barrie*, the District Town, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Bertrand* took the Chair of the Committee, and after sometime spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Bertrand* reported that the Committee had gone through the Bill, and had made an amendment thereto, which amendment was again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill, as amended, be Engrossed.

Orders of the Day.

The Honourable Mr. *Viger* moved, seconded by Mr. *Duggan*, that the remaining Orders of the Day be postponed until to-morrow.

The Question having been put upon the said motion, a division ensued, and it passed in the negative.

Cobourg Railroad Bill.

The Order of the Day for the House in Committee on the Bill to revive and amend the Act of *Upper Canada*, incorporating the "*Cobourg* Railroad Company," and for other purposes therein mentioned, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Chauveau* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Chauveau* reported that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Orders Postponed.

Mr. *Dickson* moved, seconded by Mr. *Gowan*, that the remaining Orders of the Day be postponed until to-morrow.

The Question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Baldwin*, *Cauchon*, *DeWitt*, *Dickson*, *Gowan*, *Jessup*, *Méthot*, *Powell*, *Price*, *Roblin*, *Rousseau*, *Seymour*, *Smith* of FRONTENAC, and *Viger*.—(14.)

NAYS.

Messieurs *Bertrand*, *Chauveau*, *Christie*, *Lantier*, *Laterrière*, *Laurin*, *Macdonald* of KINGSTON, *Monro*, and *Robinson*.—(9.)

So it was carried in the affirmative, and

Ordered, Accordingly.

Then, on motion of the Honourable Mr. *Viger*, seconded by Mr. *Gowan*,

The House adjourned.

Jovis, 30° *die Aprilis.*

ANNO NONO, VICTORIÆ REGINÆ, 1846.

Petitions laid on the table.

THE following Petitions were severally brought up and laid on the table:—

By Mr. *Riddell*,—The Petition of *Joseph Haywood* and others, members of the United Church of *England* and *Ireland*, in the Townships of *Burford* and *Norwich*, in the Diocese of *Toronto*.

By Mr. *Hale*,—The Petition of *Michael M'Carthy*, a Messenger of the Legislative Assembly; and the Petition of *James Voller* and *John Kay*, Messengers of the Legislative Assembly.

Petitions laid on the table.

By Mr. *Macdonald* of *Cornwall*,—The Petition of *Alexander M'Lean*, Esquire, and others, of the Town of *Cornwall*.

By Mr. *Chabot*,—The Petition of *Archibald Campbell*, Esquire, and others, of the City of *Quebec* and its environs, (relating to Roads).

By the Honourable Mr. Attorney General *Smith*,—The Petition of *Joseph J. Higgins* and others, of the County of *Missisquoi*; and the Petition of the *Montreal* Gas Light Company.

"*Les Dames Religieuses de Notre Dame de Charité du Bon Pasteur*" Incorporation Bill.

An Engrossed Bill to incorporate "*Les Dames Religieuses de Notre Dame de Charité du Bon Pasteur*," at *Montreal*, for the care and reformation of Female Penitents, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Leslie* do carry the said Bill to the Legislative Council, and desire their concurrence.

Bathurst School Monies Bill.

An Engrossed Bill to enable the District of *Bathurst* to receive the School Moneys apportioned to it in the year one thousand eight hundred and forty-five, notwithstanding the failure of the District Council to levy an equal sum, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Gowan* do carry the said Bill to the Legislative Council, and desire their concurrence.

Hastings Titles Bill.

An Engrossed Bill to remedy certain defects in the Registration of Titles in the County of *Hastings*, in *Upper Canada*, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That the Honourable Mr. Solicitor General *Sherwood* do carry the said Bill to the Legislative Council, and desire their concurrence.

Simcoe Registry Office Bill.

An Engrossed Bill to provide for the removal of the Registry Office of the District of *Simcoe* from its present site to *Barrie*, the District Town, was read for the third time.

Resolved, That the Bill do pass, and the title be "An Act to provide for the removal of the Registry Office of any County in *Upper Canada*, when the public convenience may require such removal."

Ordered, That the Honourable Mr. *Robinson* do carry the said Bill to the Legislative Council, and desire their concurrence.

Niagara and Queenston Assessment Bill.

An Engrossed Bill to alter the mode of Assessment in the Towns of *Niagara* and *Queenstown* was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Dickson* do carry the said Bill to the Legislative Council, and desire their concurrence.

Petitions read.

Pursuant to the Order of the Day the following Petitions were read:—

Of *G. L. Perry* and others, residing on a certain part of the road which communicates with that between *Montreal* and the Parish of *Sault au Recollet*; praying that the said road be Macadamized.

Of the Reverend *A. Duranseaux* and others, of *St. Michel, Lachine*; praying that the Railway Trains may be prohibited from running on Sundays.

Of the Honourable *Austin Cuvillier* and others, Citizens of *Montreal*; praying that means may be adopted for a repeal of all Duties on American Wheat, Provisions and Corn generally; and that American Produce imported into *Canada*, may be admitted into *England* on the same terms as Colonial Produce.

Petitions referred:—

Toronto Medical Students.

Ordered, That the Petition of *John Reid* and others, Students of the *Toronto* Medical School, be referred to the Select Committee to which was referred the Bill to regulate the study and practice of Medicine, Surgery and Midwifery in this Province.

Toronto Medico Chirurgical Society.

Resolved, That the Petition of *John King*, Esquire, M. D., and *George R. Grasett*, Esquire, L. M., on behalf of the "*Toronto* Medico Chirurgical Society," be referred to a Select Committee composed of the Honourable Mr. Solicitor General *Sherwood*, Mr. *Boulton*, and Mr. *Duggan*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

D. Macnab, Esq. et al.

Resolved, That the Petition of *Daniel Macnab*, Esquire, and others, of the Town of *Hamilton*, in the District of *Gore*, be referred to a Select Committee, composed of Mr. *Webster*, Mr. *Price*, Mr. *Petrie*, Mr. *Macdonald* of *Kingston*, and Mr. *Chalmers*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Gaspé Marriages, &c., Bill.

Mr. *Christie*, from the Select Committee to which was referred the Bill relating to the *Magdalen* Islands in the Gulf *St. Lawrence*, and to enable the Inhabitants, householders thereof, to establish a Municipal Council in the said Islands, and other References, with an Instruction to the said Committee and with power to report from time to time, reported that the Committee had gone through the Bill to make provision for the legal proof and preservation thereof, of certain informal marriages had, anterior to a certain date therein mentioned, before Justices of the Peace and others, in the Inferior District of *Gaspé*, as ratified by Act of the Legislature of *Lower Canada*, but whereof no register or records have been kept, and for recording the same, including also certain births or baptisms, and burials in the said District; and had made several amendments thereto, which amendments were again read at the Clerk's table.

(*For the said Report, see Appendix Y.*)

Ordered, That the said Bill and Report be committed to a Committee of the whole House, on Thursday next.

Printed.

Ordered, That the said Report, evidences and Appendix to the same, be printed for the use of the Members of this House.

Oxford Election.

Mr. *Chauveau*, Chairman of the Select Committee appointed to try the merits of the Petition of the Honourable *Francis Hincks*, of the City of *Montreal*, complaining of the undue Election and Return of *Robert Riddell*, Esquire, Sitting Member for the County of *Oxford*, reported, that, pursuant to adjournment, the Committee met at nine o'clock this day; but in consequence of the absence of Mr. *Lantier*, a Member of the Committee, they were unable to proceed to business.

Member to attend in his place.

Ordered, That Mr. *Lantier*, Member for the County of *Vaudreuil*, do attend in his place in this House, at the next sitting thereof.

Railway Bills.

The Honourable Mr. *Robinson*, from the Select Committee on Railroad Bills, presented to the House the Third Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Report.

Your Committee have examined the Bill to amend an Act passed in the 8th year of Her Majesty's Reign, intituled, "An Act to amend an Act passed "in the sixth year of the Reign of His late Majesty "King *William* the Fourth, entitled, 'An Act to in-"corporate the City of *Toronto* and Lake *Huron* Rail-"road Company,'" with certain amendments, which they submit to your Honourable House.

Toronto and Lake Huron Railroad.

St. Lawrence and Atlantic Railroad.

Your Committee have also examined the Bill, to amend the Act incorporating "the *St. Lawrence* and *Atlantic* Railroad Company," and recommend the same for the favourable consideration of your Honourable House, without any amendment.

On motion of the Honourable Mr. Solicitor General *Sherwood*, seconded by the Honourable Mr. *Robinson*,

Toronto and Lake Huron Railroad.

Resolved, That this House do now resolve itself into a Committee of the whole House, on the Bill to amend an Act passed in the 8th year of Her Majesty's Reign, intituled, "An Act to "amend an Act passed in the sixth year of the "Reign of His late Majesty, King *William* the "Fourth, intituled, 'An Act to incorporate the "'City of *Toronto* and *Lake Huron* Railroad "'Company,'" as reported by the Select Committee on Railroads.

The House accordingly resolved itself into the said Committee.

Mr. *DeWitt* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *DeWitt* reported that the Committee had gone through the Bill, and had made several amendments thereto, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill, as amended, be Engrossed.

On motion of the Honourable Mr. *Moffatt*, seconded by Mr. *Macdonald*, of *Cornwall*,

St. Lawrence and Atlantic Railroad Bill.

Resolved, That this House do now resolve itself into a Committee of the whole House, on the Bill to amend the Act incorporating "the *St. Lawrence* and *Atlantic* Railroad Company," as reported by the Select Committee on Railroads.

The House accordingly resolved itself into the said Committee.

Mr. *Desaunier* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Desaunier* reported that the Committee had gone through the Bill, and had made an amendment thereto, which he was directed to report to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

West Halton Election.

Mr. *Williams*, Chairman of the Select Committee appointed to enquire into the merits of the Petition of *James Durand*, Esquire, complaining of the undue Election and Return of *James Webster*, Esquire, the Sitting Member for the West Riding of the County of *Halton*, reported to the House the following Resolutions:

1. *Resolved*, That the evidence taken under the Commission, in the matter of the Contested Election for the West Riding of the County of *Halton*, cannot be received by this Committee for the want of observance by the Commissioners of the provisions of the Statute regulating and providing for the adjournments and proceedings of the said Commissioners.
2. *Resolved*, That the Commissioners are guilty of a neglect of their duty for having, in the course of their proceedings as Commissioners, adjourned contrary to the provisions of the law.

Leave to adjourn.

Ordered, That the said Committee have leave to adjourn until Wednesday, the sixth day of May next, at ten o'clock in the forenoon; they being unable at present to proceed with the investigation for want of evidence.

On motion of the Honourable Mr. Solicitor General *Sherwood*, seconded by Mr. *Meyers*,

Address, Fees, &c., Clerk of the Crown, (U. C.)

Resolved, That an humble Address be presented to His Excellency, the Governor General, praying that His Excellency will be pleased to cause to be laid before this House, a statement of all Fees and Emoluments, of what kind or nature soever, received for the year 1845, by the Clerk of the Crown in that part of this Province formerly called *Upper Canada*, together with a statement of the number of Clerks employed in his office during the said year, with their respective salaries.

Ordered, That the said Address be presented to His Excellency the Governor General, by such Members of this House, as are of the Honourable the Executive Council of this Province.

On motion of the Honourable Mr. *Baldwin*, seconded by Mr. *Price*,

Crown Lands Office.

Resolved, That this House is of opinion that such an alteration should be made in the existing regulations in the Crown Lands Office, as will enable parties buying land from the original purchasers, of any quantity not less than fifty acres, to have their purchases recognized, and on production of the proper assignments and tender of the sums due upon such portions of land, that transfers to the assignees be made in the books of the Department, and that deeds, in due course of time, be issued to them.

On motion of Mr. *Desaunier*, seconded by the Honourable Mr. *Laterrière*,

Instruction to Committee.

Ordered, That it be an Instruction to the Select Committee, to which was referred the Bill to divide the Municipality of *Hochelaga* into five distinct Municipalities, and further to provide for the support of Schools and the management of local affairs therein, to consider the expediency of introducing into the said Bill, one or more clauses to erect the *Banlieue* of *Three Rivers* into a separate Municipality, in conformity with the Report of the Standing Committee on Private Bills.

Message from Legislative Council.

A Message from the Legislative Council, by *John Fennings Taylor*, Esquire, one of the Masters in Chancery.

MR. SPEAKER,

Leslie's Relief Bill.

The Legislative Council have passed the Bill, intituled, "An Act to indemnify *Anthony Leslie*, Inspector of Licenses, for having in ignorance of the Law, voted at the late Election for the County of *Lanark*," without any amendment.

And then he withdrew.

Montreal Sisters of Charity Bill.

Ordered, That the Honourable Mr. *Moffatt* have leave to bring in a Bill to authorize the Community of the Sisters of Charity of the General Hospital, *Montreal* (Grey Nuns,) to sell or alienate their property situated on *Point à Callière*, in the city of *Montreal*, and to invest the capital price or prices thereof in other Real and Immoveable Property.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Wednesday next.

Montreal Gas Bill.

Ordered, That the Bill to incorporate the "*Montreal* Consumers Gas Company," be read a second time on Monday next.

Member added to Committee.

Ordered, That Mr. *Desaunier* be added to the Select Committee to which was referred the Bill to divide the Municipality of *Hochelaga* into five distinct Municipalities, and further to provide for the support of Schools and the management of local affairs therein.

Leave of Absence.

Ordered, That Mr. *Boutillier* have leave to absent himself from this House during ten days, on account of ill health.

Member excused for not attending Election Committee.

The Order of the Day, that *Louis Lacoste*, Esquire, Member for the County of *Chambly*, who was absent yesterday from the Committee appointed to try the merits of the Petition of *James Durand*, Esquire, complaining of the undue Election and Return of *James Webster*, Esquire, Sitting Member for the West Riding of the County of *Halton*, do attend in his place in this House to-day, being read;

On motion of Mr. *Chabot*, seconded by the Honourable Mr. *Laterrière*,

Resolved, That Mr. *Lacoste* be excused his non-attendance, for the reasons assigned by the said Select Committee on applying for leave to adjourn their proceedings.

Albion Road Bill.

Mr. *Jobin*, from the Committee of the whole House on the Bill to incorporate certain persons under the name of the *Albion* Road Company, reported, according to order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill, as amended, be Engrossed.

Niagara Suspension Bridge Bill.

Mr. *Hall*, from the Committee of the whole House on the Bill for erecting an International Bridge over the *Niagara* River, at or near the Falls of *Niagara*, reported, according to order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill, as amended, be Engrossed.

Cobourg Railroad Bill.

Mr. *Chauveau*, from the Committee of the whole House on the Bill to revive and amend the Act of *Upper Canada*, incorporating the "*Cobourg* Railroad Company," and for other purposes therein mentioned, reported, according to order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill, as amended, be Engrossed.

Jewish Persuasion Bill, (L. C.)

The Order of the Day for the second reading of the Bill to amend the Act of *Lower Canada* therein mentioned, extending certain privileges to persons of the Jewish persuasion, being read;

The said Bill was accordingly read, and referred to the Standing Committee on Private Bills.

Sheriff's Sales Bill, (L. C.)

The Order of the Day for the second reading of the Bill for empowering Sheriffs in *Lower Canada* to make judicial sales by licitation, being read;

The said Bill was accordingly read, and referred to a Select Committee, composed of Mr. *Christie*, the Honourable Mr. *Aylwin*, Mr. Solicitor General *Taschereau*, Mr. *Chabot*, and Mr. *Drummond*, to report thereon with all convenient speed; with power to send for persons, papers, and records.

Quebec St. George's Society Bill.

The Order of the Day for the second reading of the Bill to incorporate the *St. George's* Society of *Quebec*, being read;

The said Bill was accordingly read, and referred to the Standing Committee on Private Bills.

Universalists Relief Bill.

The Order of the Day for the second reading of the Bill to afford relief to the Religious Society denominating themselves "The Christian Universalist Association of *Canada West*," being read;

The said Bill was accordingly read, and ordered to be Engrossed.

Saguenay Pilots Bill.

The Order of the Day for the second reading of the Bill to make special provision for the Pilotage of vessels bound to the River *Saguenay*, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House.

Mr. *Colvile* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Colvile* reported that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Dumfries Road Bill.

The Order of the Day for the second reading of the Bill to vest in *James K. Andrews*, a certain allowance of Road in the Township of *Dumfries*, in the District of *Gore*, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House.

Mr. *Christie* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Christie* reported that the Committee had gone through the Bill, without making any amendment thereto, and the Report was again read at the Clerk's table.

Ordered, That the said Bill be Engrossed.

Notarial Profession Bill, (L. C.)

The Order of the Day for the House in Committee on the Bill for the better regulation of the Notarial Profession in *Lower Canada*, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Ermatinger* took the Chair of the Committee and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Ermatinger* reported that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Registry Laws Bill, (U. C.)

The Order of the Day for the House in Committee on the Bill to consolidate and amend the Registry Laws of *Upper Canada*, being read;

The House accordingly resolved itself into the said Committee.

Mr. *M'Connell* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *M'Connell* reported that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, That the said Committee have leave to sit again on Tuesday next.

Orders Postponed.

Ordered, That the remaining Orders of the Day be postponed until to-morrow.

Then, on motion of Mr. *Gowan*, seconded by Mr. *Chauveau*,

The House adjourned.

Veneris, 1° *die Maii*.

Anno Nono, Victoriæ Reginæ, 1846.

Petitions laid on the table.

THE following Petitions were severally brought up and laid on the table:—

By Mr. *Smith* of *Wentworth*,—The Petition of *Robert Fleming Gourlay*.

By Mr. *M'Connell*,—The Petition of *John Bellows* and others, members of the Baptist Congregation at *Barnston*.

By the Honourable Mr. *LaFontaine*,—The Petition of the Reverend *A. O. Giroux* and others, of *Ste. Anne des Plaines*.

A Petition of *William Notman*, Esquire, of *Dundas*, in the District of *Gore*, was presented to the House by the Honourable Mr. *Baldwin*, setting forth: That the Honourable the Select Committee, appointed to try the merits of the Controverted Election for the County of *Middlesex*, have reported to your Honourable House, that the mode of proceeding on the part of the Commissioners appointed to take evidence therein, in adjourning several months on different occasions without any reason assigned, was illegal; and that the evidence taken under the Commission so illegally executed, could not be received or read as evidence. That your Petitioner by such decision, founded on the improper execution of the said Commission, has been prevented from going into the merits of his case,—convinced he had a majority of legal votes, entitling him to be declared the Sitting Member, he proceeded upon the scrutiny, at great pecuniary and personal sacrifice, but from the conduct of the Commissioners, the servants of your Honourable House, all he has expended is now lost; relying on the justice of your Honourable House, he entertains the hope he may be protected from so serious a loss, and humbly prays your Honourable House will be pleased to direct that the moneys he has laid out since the granting of the Commission may be reimbursed to your Petitioner.

On motion of the Honourable Mr. *Baldwin*, seconded by the Honourable Mr. *LaFontaine*,

Ordered, That the said Petition be now read, and that the Rule of this House of the twenty-eighth of June, 1841, be suspended as to the present Petition.

The said Petition was read accordingly.

Albion Road Bill.

An Engrossed Bill to incorporate certain persons under the name of "the *Albion* Road Company," was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Price* do carry the said Bill to the Legislative Council, and desire their concurrence.

Toronto and Huron Railroad Bill.

An Engrossed Bill to amend an Act passed in the eighth year of Her Majesty's Reign, intituled, "An "Act to amend an Act passed in the sixth year of the "Reign of His late Majesty, King *William* the "Fourth, entitled, 'An Act to incorporate the City "of *Toronto* and *Lake Huron* Railroad Company,'" was read for the third time.

Resolved, That the Bill do pass, and the title be, "An Act to amend an Act passed in the eighth "year of Her Majesty's Reign, intituled, An "Act to amend an Act passed in the sixth year "of the Reign of His late Majesty King *William* "the Fourth, entitled, An Act to incorporate the "City of *Toronto* and Lake *Huron* Railroad "Company."

Ordered, That the Honourable Mr. Solicitor General *Sherwood* do carry the said Bill to the Legislative Council, and desire their concurrence.

Universallsts Relief Bill.

An Engrossed Bill to afford relief to the Religious Society, denominating themselves "the Christian Universalist Association of *Canada West*," was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Powell* do carry the said Bill to the Legislative Council, and desire their concurrence.

Dumfries Road Bill.

An Engrossed Bill to vest in *James K. Andrews* a certain allowance of Road in the Township of *Dumfries*, in the District of *Gore*, was read for the third time.

Resolved, That the Bill do pass, and the title be "An Act to vest in *James K. Andrews* a certain "allowance for Road in the Township of *Dum*-"*fries*, in the District of *Gore*."

Ordered, That Mr. *Webster* do carry the said Bill to the Legislative Council, and desire their concurrence.

Cobourg Railroad Bill.

An Engrossed Bill to revive and amend the Act of *Upper Canada*, incorporating "The *Cobourg* Rail-"road Company," and for other purposes therein mentioned, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Meyers* do carry the said Bill to the Legislative Council, and desire their concurrence.

Niagara Suspension Bridge Bill.

An Engrossed Bill for erecting an International Bridge over the *Niagara* River, at or near the Falls of *Niagara*, was read for the third time.

Resolved, That the Bill do pass, and the title be, "An Act for erecting a Suspension Bridge over "the *Niagara* River, at or near the Falls of "*Niagara*."

Ordered, That Mr. *Merritt* do carry the said Bill to the Legislative Council, and desire their concurrence.

Petitions read.

Pursuant to the Order of the Day, the following Petitions were read:

Of *John S. Herrick*, and others, of the Township of *Farnham*, in the County of *Shefford;* praying that all religious denominations may have their just share in the management of King's College; and that all grants be withheld from *M'Gill* College, until it be placed upon the same footing.

Of *William B. Jarvis*, Esquire, and others, of the City of *Toronto;* praying for an Act of Incorporation, to enable them to explore and search for mines of copper and other ores.

Resolved, That the Rule of this House, which limits the time for receiving Private Petitions, be suspended as regards the said Petition.

Of *Hugh M'Cargar* and others, of the Township of *Mountain*, in the County of *Dundas;* praying that the Imperial Act for the disposal of the Clergy Reserve Lands, may not be interfered with.

Of *Dennis Riordean*, of *Port Hope*, in the District of *Newcastle;* complaining that he has been unjustly dismissed from the office of Bailiff of the Court of Request and Division Court of the said District, and praying relief.

Of *Alexis Mousseau*, Esquire, and others, praying for an investigation into the late Militia appointments, for the County of *Berthier*.

Of the Right Reverend, the Lord Bishop of *Montreal*, and certain Clergymen and other inhabitants of the City of *Quebec;* praying that a clause may be introduced into all Railroad Bills, to prohibit travelling or the transportation of goods on Sundays.

Of the Reverend *R. Whitwell* and others, members of the United Church of *England* and *Ireland* in the Diocese of *Quebec;* praying that measures may be adopted for vesting in the Church Society of the Diocese of *Quebec*, for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall correspond with their share of the income arising from the same. Petitions read.

Of *André Leroux Cardinal*, Chief Messenger to the Legislative Assembly; praying for an increase of salary.

Of Mrs. *Sophia Dalton*, of the City of *Toronto*, widow of the late *Thomas Dalton;* praying for the payment of a certain sum due her late husband by the House of Assembly, of the late Province of *Upper Canada*.

Of the Mayor and Councillors of the Municipality of *Rivière du Loup*, in the County of *Rimouski;* praying that the said County be divided into two Counties.

Of the Reverend *S. J. Hill*, and others, Members of the United Church of *England* and *Ireland*, in the Township of *Chinguacousy*, in the Diocese of *Toronto;* praying that measures may be adopted for vesting in the Church Society of the Diocese of *Toronto*, for the benefit of the said Church, such a portion of the Clergy Reserve Lands, as shall correspond with their share of the income arising from the same.

On motion of the Honourable Mr. *Moffatt*, seconded by Mr. *Boulton*,

Ordered, That the Petition of the *Montreal* Gas Light Company, praying to be heard by Counsel at the Bar of this House against the Bill to incorporate the *Montreal* Gas Consumer's Company, be now read; and that the Rule of this House of the 28th June 1841, be suspended as to the said Petition.

The said Petition was read accordingly.

Ordered, That the Petition of Mrs. *Sophia Dalton*, of the City of *Toronto*, widow of the late *Thomas Dalton;* and the Petition of *André Leroux Cardinal*, Chief Messenger to the Legislative Assembly; be referred to the Standing Committee on Contingencies. Petitions Referred:— Mrs. S. Dalton. A. L. Cardinal.

Ordered, That the Petition of *E. Henwood*, Secretary, on behalf of the Medical Board of *Canada West*, be referred to the Select Committee, to which was referred the Bill to regulate the Study and Practice of Medicine, Surgery, and Midwifery in this Province. Medical Board, (U. C.)

The Honourable Mr. *Robinson*, from the Select Committee on Railroad Bills, presented to the House the Fourth Report of the said Committee, which was again read at the Clerk's table, and is as followeth:— Railroad Bills.

Your Committee have had under their consideration the Bill to incorporate "the *Wolf Island*, *King*-"*ston*, and *Toronto* Railroad Company," and have made several amendments thereto, which they submit to your Honourable House. Report.

Your Committee have also had under their consideration the Bill to incorporate "the *Peterborough* and *Port Hope* Railway Company," and have made several amendments thereto, which they also submit to your Honourable House.

Mr. *Laurin*, from the Select Committee to which was referred the Petition of *Julien Demers*, Esquire, and others, of the Parishes of *Ste. Croix* and *St. Flavien*, in the County of *Lotbinière*, and other references, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:— Julien Demers, Esq. et al.

Your Committee, after having carefully examined the Petitions referred to them, and heard the evidence in support thereof, are humbly of opinion, that the Registry Office of the County of *Lotbinière*, now established at the Parish of *St. Louis de Lotbinière*, is not in the centre of the County nor of its population, but that the centre of the said County and of its great population, is at the Parish of *Ste. Croix*, so that by removing the Registry Office from the Report.

Report.

Parish of *Lotbinière*, and establishing it at *Ste. Croix*, the inhabitants of the eastern part of the County would derive a great advantage therefrom, as this removal would save them almost three and a half leagues of travelling to enregister their deeds, while the inhabitants of the western part of the County would suffer little from the change, as they are often in the habit of enregistering their deeds on their way to *Quebec* to attend to their business.

Your Committee having also taken into consideration the prayer of one of the Petitions, that the Circuit Court of the said County be removed from the Parish of *Ste. Croix*, and established at *St. Louis de Lotbinière*, have ascertained that no person has been found to act as Clerk of the said Court, which has not been organized since the law establishing it has been in force, to the great detriment of the interests of the inhabitants of the western part of the County, who, on account of their great distance from *Quebec*, might have derived great advantage from the operation of the said Court, while the inhabitants of the eastern parts of the County have suffered less, being within reach of the Courts of Justice at *Quebec*.

Wherefore your Committee take the liberty of recommending, that a Bill be introduced for the purpose of removing the Registry Office of the said County from the Parish of *St. Louis de Lotbinière*, to the Parish of *Ste. Croix*, and the Circuit Court from the latter Parish to the Parish of *St. Louis de Lotbinière*.

Lotbinière Court and Registry Office Bill.

Ordered, That Mr. *Laurin* have leave to bring in a Bill to provide for the removal of the place of holding the Circuit Court in the County of *Lotbinière*, and of the Registry Office of the said County, from the place where it is now held to *Ste. Croix*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Wednesday next.

Private Bills.

Mr. *Price*, from the Standing Committee on Private Bills, presented to the House the Twelfth Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Report.

Barton Concession Bill.

Your Committee have examined the Bill to convey a part of the Concession Line between the third and fourth Concessions of the Township of *Barton*, in the *Gore* District, to *Robert Jarvis Hamilton*, and beg to report the same without any amendment.

Administration of Justice Bill, (L. C.)

Ordered, That the Honourable Mr. Attorney General *Smith* have leave to bring in a Bill to amend the Law relative to the administration of Justice in *Lower Canada*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next.

On motion of the Honourable Mr. *Papineau*, seconded by the Honourable Mr. *Viger*,

The Land Act.

Resolved, That this House do now resolve itself into a Committee of the whole House, to consider the expediency of amending the Act of the Provincial Legislature of this Province of the 4th and 5th *Victoria*, chap. 100, commonly called the "Land Act."

The House accordingly resolved itself into the said Committee.

Mr. *Lacoste* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Lacoste* reported that the Committee had come to a Resolution, which Resolution was again read at the Clerk's table, and agreed to by the House, and is as followeth:— The Land Act.

Resolved, That it is expedient to amend the Act of the Legislature of this Province passed in the 4th and 5th years of *Vict.*, chap. 100, intituled "An Act for the disposal of Public Lands."

Ordered, That the Honourable Mr. *Papineau* have leave to bring in a Bill to amend the Law relative to the disposal of Public Lands. Public Lands Bill.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Friday next.

On motion of the Honourable Mr. *Moffatt*, seconded by Mr. *Boulton*,

Ordered, That the *Montreal* Gas Light Company be, in pursuance of their petition, heard by Counsel at the Bar of this House against the Bill introduced, to incorporate "the *Montreal* Consumer's Gas Company," upon the second reading of the said Bill. Montreal Gas Company.

Ordered, That two hundred copies of the Bill to consolidate and amend the Registry Laws of *Upper Canada*, as amended in Committee of the whole House, be printed for the use of the Members of this House. Registry Laws Bill, (U. C.)

On motion of Mr. *Smith* of *Wentworth*, seconded by Mr. *Thompson*,

Ordered, That the Bill to convey a part of the Concession Line between the third and fourth Concessions of the Township of *Barton*, in the *Gore* District, to *Robert Jarvis Hamilton*, be committed to a Committee of the whole House on Monday next. Barton Concession Bill.

The Honourable Mr. Attorney General *Draper*, one of Her Majesty's Executive Council, delivered to Mr. Speaker a Message from His Excellency, the Governor General, signed by His Excellency. Message from His Excellency

And the said Message was read by Mr. Speaker, all the Members of the House being uncovered, and is as followeth:—

CATHCART.

The Governor General in reply to the Address of the Legislative Assembly of the 14th instant, transmits for their information copies of Communications that have passed since the last Session of Parliament between the Executive Government, the Royal Institution for the advancement of Learning, and the Governors of *M'Gill* College. M'Gill College

As the affairs of *M'Gill* College have been brought under the consideration of the Imperial Government, and Her Majesty has not yet been pleased to exercise Her Royal Prerogative in reference thereto, the Governor General conceives that he cannot with propriety communicate to the House, pending the announcement of Her Majesty's decision, the Correspondence that has taken place on the subject between the late Governor General and the Secretary of State.

GOVERNMENT HOUSE,
30th April, 1846.

(*For the Documents accompanying the said Message, see Appendix Z.*)

According to Order, *Jacques Philippe Lantier*, Esquire, Member for the County of *Vaudreuil*, who was absent yesterday from the Select Committee appointed to try the merits of the Petition of the Honourable *Francis Hincks*, of the City of *Montreal*, complaining of the undue Election and Return of *Robert Riddell*, Esquire, Sitting Member for the County of *Oxford*, attended in his place in this House. Member Excused for not attending Election Committee.

Member Excused for not attending Election Committee.

Mr. *Lantier* rose in his place, and having given satisfactory reasons for not being present at the Meeting of the said Select Committee, and having verified the same upon oath,

On motion of Mr. *Chauveau*, seconded by the Honourable Mr. *Baldwin*,

Resolved, That Mr. *Lantier* having given satisfactory reasons for not being present yesterday at the meeting of the Select Committee for the trial of the Contested Election for the County of *Oxford*, and having verified the same upon oath, he be now excused for such non-attendance.

St. Lawrence and Atlantic Railroad Bill.

Mr. *Desaunier*, from the Committee of the whole House, on the Bill to amend the Act incorporating "the *St. Lawrence* and *Atlantic* Railroad Company," reported, according to Order, the amendment made by the Committee to the said Bill, which amendment was again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill, as amended, be Engrossed.

Mr. *Colvile*, from the Committee of the whole House, on the Bill to make special provision for the Pilotage of vessels bound to the river *Saguenay*, reported, according to order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill, as amended, be Engrossed.

Notarial Profession Bill, (L. C.)

Mr. *Ermatinger*, from the Committee of the whole House, on the Bill for the better regulation of the Notarial Profession in *Lower Canada*, reported, according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill, as amended, be Engrossed.

Customs Bill.

The Order of the Day for the second reading of the Bill to alter and amend the Laws imposing Provincial Duties of Customs, being read;

The said Bill was accordingly read, and ordered to be Engrossed.

Bankrupt Laws Bill.

The Order of the Day for the second reading of the Bill to continue and amend the Bankrupt Laws now in force in this Province, being read;

The Honourable Mr. Attorney General *Smith* moved, seconded by the Honourable Mr. *Cayley*, that the said Bill be now read a second time.

Mr. *Drummond* moved in amendment, seconded by Mr. *Chauveau*, that the word "now" in the said motion be struck out, and the words "this day six months," be added thereto.

The Question having been put upon the motion of amendment, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Berthelot, Cauchon, Chauveau, Colvile, Desaunier, DeWitt, Drummond, Jobin, Lacoste, La-Fontaine, Laterrière, M'Connell, Méthot, Nelson, Powell, Price, Sherwood* of BROCKVILLE, and *Thompson*.—(18.)

NAYS.

Messieurs *Baldwin, Bertrand, Boulton, Cayley, Chabot, Christie, Cummings, Daly, DeBleury, Dickson*, Attorney General *Draper, Duggan, Ermatinger, Foster, Gowan, Guillet, Hale, Hall, Jessup, Lantier, Leslie, Macdonald* of CORNWALL, *Macdonald* of KINGSTON, *Macdonell* of STORMONT, *Moffatt, Monro, Murney, Papineau, Petrie, Riddell, Robinson, Roblin*, Solicitor General *Sherwood*, Attorney General *Smith*, *Smith* of WENTWORTH, *Stewart* of PRESCOTT, Solicitor General *Taschereau, Viger, Webster*, and *Williams*.—(40.)

So it passed in the negative.

The Question being then put on the main motion, the House divided thereon, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Baldwin, Bertrand, Boulton, Cayley, Chabot, Christie, Cummings, Daly, DeBleury, Dickson*, Attorney General *Draper, Duggan, Ermatinger, Foster, Gowan, Guillet, Hale, Hall, Jessup, Lantier, Leslie, Macdonald* of CORNWALL, *Macdonald* of KINGSTON, *Macdonell* of STORMONT, *Moffatt, Monro, Murney, Papineau, Petrie, Riddell, Robinson, Roblin*, Solicitor General *Sherwood*, Attorney General *Smith*, *Smith* of WENTWORTH, *Stewart* of PRESCOTT, Solicitor General *Taschereau, Viger, Webster*, and *Williams*.—(40.)

NAYS.

Messieurs *Berthelot, Cauchon, Chauveau, Colvile, Desaunier, DeWitt, Drummond, Jobin, Lacoste, La-Fontaine, Laterrière, M'Connell, Méthot, Nelson, Powell, Price, Sherwood* of BROCKVILLE, and *Thompson*.—(18.)

So it was carried in the affirmative, and

The said Bill was accordingly read and referred to a Select Committee, composed of the Honourable Mr. Attorney General *Smith*, the Honourable Mr. *Moffatt*, Mr. *Drummond*, Mr. *Leslie*, Mr. *De Witt*, Mr. *Macdonald* of *Kingston*, and Mr. *Duggan*, to report thereon with all convenient speed; with power to send for persons, papers, and records.

Distillers Duty Bill.

The Order of the Day for the House in Committee on the Bill to repeal certain Acts therein mentioned, and to impose a Duty on Distillers and on the Spirituous Liquors made by them, and to provide for the collection of such Duties, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Macdonald* of *Kingston*, took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Macdonald*, of *Kingston*, reported that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House whenever it shall be pleased to receive the same.

Ordered, That the Report be received on Monday next.

Attainder Bill.

The Order of the Day for the second reading of the Bill to restore the rights of certain persons attainted for High Treason, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House on Tuesday next.

"Odd Fellows" Estate Bill.

The Order of the Day for the second reading of the Bill to enable the several Lodges of the Society of "Odd Fellows" to hold Real and Personal Estate in this Province, being read;

Ordered, That the said Bill be read a second time on Friday next.

The Order of the Day for the second reading of the Bill to repeal the Acts therein mentioned, and to amend the Law for the establishment of Local and Municipal Authorities in *Lower Canada*, being read;

Ordered, That the said Bill be read a second time on Tuesday next.

Common School Bill, (L. C.)

The Order of the Day for the second reading of the Bill to repeal certain enactments therein mentioned, and to make better provision for Elementary Instruction in *Lower Canada*, being read;

Ordered, That the said Bill be read a second time on Tuesday next.

Cornwall Incorporation Bill.

The Order of the Day for the second reading of the Bill to amend the Act of incorporation of the Town of *Cornwall*, and to establish a Town Council therein in lieu of a Police, being read;

The said Bill was accordingly read, and referred to a Select Committee, composed of Mr. *Macdonald of Cornwall*, Mr. *Macdonald* of *Kingston*, Mr. *Meyers*, Mr. *Stewart* of *Bytown*, and Mr. *Hall*, to report thereon with all convenient speed; with power to send for persons, papers, and records.

Cobourg Incorporation Bill.

The Order of the Day for the second reading of the Bill to alter and amend the Act of incorporation of the Town of *Cobourg*, being read;

The said Bill was accordingly read, and referred to a Select Committee, composed of Mr. *Boulton*, Mr. *Hall*, Mr. *Meyers*, Mr. *Macdonald* of *Kingston*, and Mr. *Smith* of *Frontenac*, to report thereon with all convenient speed; with power to send for persons, papers, and records.

Kingston Incorporation Bill.

The Order of the Day for the House in Committee on the Bill to incorporate the Town of *Kingston* as a City, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Chabot* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Chabot* reported that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House whenever it shall be pleased to receive the same.

Ordered, That the Report be received on Monday next.

Toronto Incorporation Bill.

The Order of the Day for the second reading of the Bill to amend the Act of incorporation of the City of *Toronto*, being read;

The said Bill was accordingly read, and referred to a Select Committee, composed of Mr. *Boulton*, Mr. *Duggan*, the Honourable Mr. Solicitor General *Sherwood*, the Honourable Mr. *Baldwin*, and Mr. *Price*, to report thereon with all convenient speed; with power to send for persons, papers, and records.

Wolfe Island Railroad Bill.

Ordered, That the Bill to incorporate "the *Wolfe Island*, *Kingston*, and *Toronto* Railroad Company," as reported by the Select Committee on Railroads, be committed to a Committee of the whole House on Monday next.

Peterborough Railroad Bill.

Ordered, That the Bill to incorporate "the *Peterborough* and *Port Hope* Railway Company," as reported by the Select Committee on Railroads, be committed to a Committee of the whole House on Monday next.

Orders Postponed.

Ordered, That the remaining Orders of the Day be postponed until Monday next.

Then, on motion of the Honourable Mr. Attorney General *Draper*, seconded by the Honourable Mr. *Cayley*,

The House adjourned until Monday next.

Lunæ, 4° *die Maii.*

Anno Nono Victoriæ Reginæ, 1846.

Petitions laid on the table.

THE following Petitions were severally brought up and laid on the table:—

By the Honourable Mr. Attorney ~~General~~ *Draper*, —~~The Petition of~~ *L. Lawrason*, Esquire, and others, of the District of *London*.

By ~~Mr.~~ *Hall*,—The Petition of *James Bird* and others, of the Town of *Peterborough* and its vicinity.

By Mr. *Merritt*,—The Petition of *D. Campbell*, M.D., and others, Medical Practitioners of *Canada West*.

By Mr. *Brooks*,—The Petition of *A. Sanborn*, Esquire, and others, of the Township of *Roxton*, in the County of *Shefford*; and the Petition of *William H. Bullock* and others, of *Roxton*, in the County of *Shefford*.

By Mr. *Monro*,—The Petition of *John Strickland*, of the Township of *Whitby*, in the *Home* District; and the Petition of *W. Stewart Darling* and others, members of the United Church of *England* and *Ireland*, in the Township of *Scarborough*, in the Diocese of *Toronto*.

By the Honourable Mr. *Baldwin*,—The Petition of *William Caldwell* and others, of the Township of *Reach*, in the *Home* District; and the Petition of *Thomas Proul* and others, of the Township of *Sophiasburgh*, in the District of *Prince Edward*.

By Mr. *Roblin*,—The Petition of *John Roaf* and others, office-bearers and members of the Committee of the Temperance Reformation Society of the City of *Toronto*.

By the Honourable Mr. *Robinson*,—The Petition of *W. B. Jarvis*, Esquire, and others.

By the Honourable Mr. Solicitor General *Sherwood*,—The Petition of *Henry Miller* and others, of the Province of *Canada*, Commuted Pensioners.

By Mr. *M'Connell*,—The Petition of *A. Adams* and others, inhabitants of the Township of *Barnston*.

By Mr. *Macdonald* of *Kingston*,—The Petition of *William Ramsay* and others, inhabitants of *Kingston* who assemble in the Baptist Chapel.

By Mr. *Boulton*,—The Petition of the Reverend *Thomas Phillips*, of the Township of *Etobicoke*, in the *Home* District; the Petition of *J. Gamble Geddes* and others, members of the United Church of *England* and *Ireland*, of the Town of *Hamilton*, in the *Gore* District, in the Diocese of *Toronto*, (relating to King's College); the Petition of *J. Gamble Geddes* and others, of the Town of *Hamilton*, in the *Gore* District, (relating to Schools); the Petition of Messieurs *Gooderham* and *Worts* and other Distillers, of the City of *Toronto*, and *Home* District.

By Mr. *LeMoine*,—The Petition of *Hubert Bourassa*, Senior, of the Parish of *Laprairie*, Esquire; and the Petition of Mrs. *Mary Allen*, of *Sherrington*, in the County of *Shefford*, widow of the late *James Allen*.

St. Lawrence and Atlantic Railroad Bill.

An Engrossed Bill to amend the Act incorporating "the St. *Lawrence* and *Atlantic* Railroad Company," was read for the third time.

Resolved, That the Bill do pass.

Ordered, That the Honourable Mr. *Moffatt* do carry the said Bill to the Legislative Council, and desire their concurrence.

Saguenay Pilots Bill.

An Engrossed Bill to make special provision for the Pilotage of Vessels bound to the River *Saguenay*, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That the Honourable Mr. *Laterrière* do carry the said Bill to the Legislative Council, and desire their concurrence.

Notarial Profession Bill, (L. C.)

An Engrossed Bill for the better regulation of the Notarial Profession in *Lower Canada*, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Laurin* do carry the said Bill to the Legislative Council, and desire their concurrence.

Customs Bill.

An Engrossed Bill to alter and amend the Laws imposing Provincial Duties of Customs, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That the Honourable Mr. *Cayley* do carry the said Bill to the Legislative Council, and desire their concurrence.

Petitions read.

Pursuant to the Order of the Day, the following Petitions were read:—

Of *Joseph Heywood* and others, members of the United Church of *England* and *Ireland*, in the Townships of *Burford* and *Norwich*, in the Diocese of *Toronto*; praying that measures may be adopted for vesting in the Church Society of the Diocese of *Toronto*, for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall correspond with their share of the income arising from the same.

Of *Michael M'Carthy*, a Messenger of the Legislative Assembly; stating that he has heard it is the intention of the House to appoint a night-watch to guard the Parliament Buildings during the recess, and praying to be employed in that capacity.

Of *James Voller* and *John Kay*, Messengers of the Legislative Assembly, praying for a retired allowance.

Of *Alexander M'Lean*, Esquire, and others, of the town of *Cornwall*, praying for an investigation into the cause of delay in Chancery in a matter relating to two Lots in the said Town, granted by the Government for the purposes of a Market, and for the recovery of the said Lots for the purposes aforesaid.

Of *Archibald Campbell*, Esquire, and others, of the city of *Quebec*, and its environs; praying for the improvement of certain roads.

Of *Joseph J. Higgins*, and others, of the County of *Missisquoi*; praying that their interests may be protected by the imposition of a specific duty on axes and scythes of Foreign manufacture, and to prevent such from being imported at a fictitious value.

Of *Robert Fleming Gourlay*, setting forth:—That the Petitioner has been before the Legislatures of *Upper Canada*, and *Canada*, these last ten years, defending his rights, as a British subject, and keeping in view his landed property in the Province. That, being in the State of *Ohio*, in the year 1836, he had a Memorial presented to the House of Assembly, *Upper Canada*, reciting facts, and suggesting measures, but with no special prayer. That, being in the Township of *Niagara* in *Upper Canada*, in the year 1839, he had a Memorial presented to the Assembly, continuing the recital of facts, and praying for a commission to investigate on the spot, all the circumstances as to his imprisonment in *Niagara* Jail, in the year 1819. That, had this simple prayer been acted on, the Petitioner would immediately have gone to *England*, there to lay evidence, obtained, before the Imperial Parliament: but, instead of this, an Address was carried to the Lieutenant Governor highly injurious to the Petitioner; in so much, that he was thereby obliged to remain in *Upper Canada*, under most distressing circumstances. That, in the year 1841, the Petitioner had a Petition presented to the House, including copies of the above mentioned Memorials, with other Documents; and praying that all should be seriously considered. That, this Petition was referred to a Select Committee, and reported on, to the entire satisfaction of the Petitioner. That, a Petition was presented to the House, this present Session, including the Report of 1841, and having, annexed, a Report of the Executive Council;—all of which has been printed. That, the Petitioner, from respect to the House, attached to this Petition no special prayer,—believing that the House would, on sight of the Report of Council, repel the assaults thereof, and sustain its own positions; but, after debate, nothing was concluded; and it is now the duty of the Petitioner to speak for himself, which he proceeds to do:—The Report of Council is cunningly devised. In its assertions, it is bold and deceptive; and,—in its arguments, fallacious;—sometimes begging the question when that is inadmissable; and, often insinuating, purposely to mislead. In one place, it takes for certain, what, in another, it gives up to doubt. It does not state, fairly, under what circumstances the Act of 1804 was framed; and, makes question as to its application, while none can be entertained. In the year 1802, there remained, under sentence of death for rebellion in *Ireland*, many persons whom the Government was loth to execute, after the general peace. An offer was therefore made, that they should go free, on condition of expatriating themselves, and leaving the kingdom for ever,—which offer, they gladly accepted. Some of them went to the *United States*, where they found many rebel friends, who had escaped from *Ireland*; and, were soon after joined by others, who fled from justice, after the insurrection in *Dublin*, in the year 1803. It was to protect *Upper Canada* against these desperate men that the Act of 1804 was passed; and, towards them or aliens, there was nothing in it to be complained of, however barbarous; for, they lay under no necessity of going into the Province; and, if there, could suffer no damage, by an order to depart. How very different was the case of the Petitioner! He was an unattainted British subject: had a right to land, in *Upper Canada*, ten years before he set foot in it:—and, moreover, after two honourable acquittals on jury trial, had, in confidence of security, sent to *England* a power of Attorney for settlement of his affairs in *Great Britain*, in order that he might, untrammelled, establish a Colonial Land Agency. Would any man, so circumstanced, obey an order to leave the Province? Certainly not. The Report of Council says, that: "Being a native born subject of the Crown does not enter into the question." Monstrous effrontery! Did the writer of that Report not know the distinction between natural and local allegiance? or, did he mean to sink the condition of an unattainted British subject to the level of that of aliens, expatriated persons, and outlaws? But, before uttering this unblushing assertion, he had declared,—referring to the Act itself, "that actual residence in the Province and the taking the oath of allegiance were the necessary qualifications which would exempt any person from the operation of the law." Even, here, the Report of Council falsifies, in substituting AND for OR. But, in no way, was the Petitioner subject to the law;—for, he had not only taken the oath of allegiance, but had actually resided in the Province eighteen months before he was ordered to depart;—and, when he sued for liberation by Writ of *habeas corpus*, an affidavit was attached to the Writ, testifying that he had been domiciled, in one house, nine months, viz: in the house of *Robert Hamilton*, Esquire, of *Queenston*, who is still alive to confirm the same. The Chief Justice of *Upper Canada*, when he re-

Petitions read.

Petitions read.

manded Petitioner to prison, after sight of that and other affidavits, most assuredly sinned against knowledge,—judged contrary to evidence; and, on the Bench, when the Petitioner was tried before him, got out of the difficulty by telling the Jury that, "to be an inhabitant of *Upper Canada*, a "person must occupy a house of his own in the Province"—a perversion which was happily reduced to an absurdity by Doctor *Dunlop* when debating the question before the House, in 1841. Monstrous to think, the Petitioner was banished, solely, on that perverted charge, while so weak with cruel treatment in prison as to be unable to protest against proceedings; and, now, after the clearest evidence of all this,—obtained by the Committee of the House,—even now, the Petitioner still rests under the ban of banishment; and, for twenty-seven years, has been out of possession of his property in *England* and *Scotland*, because of false imprisonments in *Upper Canada*;—aye, and after all, the writer of the Report of Council drivels about "commiseration," and says, that the Petitioner, "if he wishes it," may be "granted a pardon, now." Could anything, more insulting, be penned? The Petitioner is told that, he cannot again be heard by the House, unless he prays for compensation, in money. In reply, he has to say, that he never asked for money from the people of *Upper Canada*, or *Canada*. In no one of his Petitions was there a prayer for that. He sought only for evidence to be laid before the Imperial Parliament, and had the Assembly, in the year 1839, granted his prayer, he would have been satisfied;—so too, in the year 1841, had not the Executive Council thrown a bar in his way. That year, the Petitioner addressed a letter to the Chairman of the Committee of the House, stating what he wanted, and concluding thus:—"The "opinion of the House being expressed to the "Governor, I could return to Britain, rejoin my "family, and be, there, compensated." That the House did, in the year 1841, gratuitously recommend that, the Petitioner "should be com-"pensated for losses; that, in the mean time, "some allowance should be made to him, while de-"fending the rights of a British subject;" and, in conclusion, suggested that, "What he did (for the "Government) in the late rebellion, should neither "be overlooked nor forgotten." With all this, the Petitioner was well pleased; and, doubtless, all would have been allowed, but for the Report of the Committee of the Executive Council. At present, in the opinion of the Petitioner, there is only one question for consideration, viz:—are the opinions expressed in the Report of the House, 1841, sound and true?—or, have they been proved to be otherwise, by the shewing of the Report of a Committee of the Executive Council? The Petitioner never had a doubt in his own mind that his imprisonment, in *Niagara*, in 1819, was, as the House declared, "illegal, unconstitutional, "and without the possibility of excuse or palliation." But, as a dispute subsists between the House and the Executive Council, he would have the final issue reached, in so very grave a matter, by the best means, and most constitutional steps. Sir *Richard Jackson* had, no doubt, forgotten his determination not to interfere in this business, as "being only in the temporary adminis-"tration of the Government," and, afterwards, been imposed upon by the very specious language of the Report of the Committee of the Executive Council, when submitted for approval. The Governor General is now otherwise situated; and, it would be proper that His Excellency should review the whole facts, and arguments, on both sides. Many points remain to be noticed, which the limits of a Petition preclude; and the Petitioner would humbly suggest, that the House should appoint a Committee to prepare the whole to be laid, by Address, before His Excellency the Governor General. He now, therefore, entreats that he may be heard in person, or by Counsel, at the Bar of the House; or, before such a Committee.

Petitions read.

Of the Reverend *A. O. Giroux*, and others, of *Ste. Anne des Plaines;* praying that the Registry Office at *St. Louis de Terrebonne* may remain there.

Of *John Bellows* and others, members of the Baptist Congregation at *Barnston;* praying that the Imperial Act for the disposal of the Clergy Reserve Lands may not be interfered with.

Petitions Referred:—P. Curodeau, et al.

Ordered, That the Petition of *Pierre Curodeau* and others, Pilots for and below the Harbour of *Quebec*, be referred to the Select Committee to which was referred the Bill to amend and consolidate the Laws and Ordinances now in force relating to the powers and duties of the Corporation of the Trinity House of *Quebec*, to Pilots and Pilotage in the Port of *Quebec*, and to the *Quebec* decayed Pilot Fund, and for other purposes.

A. Campbell, et al.

Ordered, That the Petition of *Archibald Campbell*, Esquire, and others, of the City of *Quebec* and its environs, be referred to the Select Committee to which was referred the Petition of *Jean Baptiste Pagé* and others, inhabitants of the Parish of *L'Ancienne Lorette*, and other references.

Election Law Bill, (L. C.)

The Honourable Mr. *LaFontaine*, from the Select Committee to which was referred the Bill to repeal certain Acts therein mentioned, and to regulate Elections in *Lower Canada*, of Members of the Legislative Assembly, reported that the Committee had gone through the Bill, and had made several amendments thereto, which amendments were again read at the Clerk's table.

Ordered, That the said Bill and Report be committed to a Committee of the whole House, on Thursday next.

Port Burwell Harbour.

Mr. *Ermatinger*, from the Select Committee to which was referred the Petition of *James Hutchison* and *James F. M'Carthey*, on behalf of a Public Meeting of the inhabitants of *Bayham* and other Townships, in the Districts of *London*, *Oxford*, and *Talbot*, and other references, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Report.

Your Committee have considered the several Petitions referred to them, and beg leave to report thereon as follows:—

That the Charter of the Harbour at Port *Burwell* has been surrendered to the Government, as will be seen by the Report of the President of the Board of Works (Appendix Q. 1843,) and that in the same Report the President stated "that the works for the alteration and improvement of the Harbour, as well as the Road leading to it, will be proceeded with as soon as possible," but that, notwithstanding, up to the present time, after a lapse of three years, nothing whatever has been done towards the improvement of the said Harbour, or the Road leading thereto.

It appears to your Committee, that the construction of a Harbour at Port *Burwell* is an object of paramount importance to a large portion of the inhabitants of the Districts of *London*, *Talbot*, and *Brock*, as being the only Port to which they can have resort, for the carrying on of a large and valuable trade in Lumber and other articles of com-

Report. merce; that this trade is now only carried on at great expense, risk, and loss, to the inhabitants aforesaid; and that were a safe and commodious Harbour constructed at Port *Burwell*, the most eligible port for the formation of a good Harbour on the northern shores of Lake *Erie*, the *Grand* River excepted, the outlay would be more than compensated by the vast benefits which would accrue to the inhabitants aforesaid, and by the amount of tolls which would be collected thereat.

It has been represented to your Committee, by parties well acquainted with the locality of Port *Burwell*, that all the difficulties to be encountered in the construction thereof, a safe Harbour can be made for a sum not exceeding £7,500, an amount at one time estimated by the Board of Works (Appendix Q. 1843,) although in his Report of last year the President estimated that a sum not less than £20,000 would be required, for reasons stated in the said Report. But your Committee are informed, that the ordinary depth of water at the mouth of *Otter* Creek, renders it much more susceptible of being made a good Harbour for a sum comparatively small, as compared with that which has been expended at Port *Stanley*.

Wherefore your Committee strongly recommend the prayer of the Petitions referred to them, touching the improvement of the Harbour at Port *Burwell*, and the Road leading thereto, to the favourable consideration of the Executive Government.

Contingencies. Mr. *Roblin*, from the Standing Committee on Contingencies, presented to the House the Second Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Report. Your Committee have had before them the Account Current of the Clerk of your Honourable House, comprising the various sums placed in his hands, including the sum to the credit of the House at the last audit, (16th of December, 1844,) the amount of Warrants from His Excellency, and the Fees received on Private Bills during the last Session, in the following order:—

Balance at last Audit.....	£ 1,464	2	7½			
Warrants.....	21,687	2	1½			
Fees on Private Bills.....	300	0	0			
				£23,451	4	8¾
Against which the Clerk has laid before your Committee Vouchers for the expenditure of				23,217	14	7
Leaving a balance in the hands of the Clerk, on the 1st April, 1846, the date of the Account Current, the sum of.....				£ 233	10	1¾

Your Committee, having carefully examined into the different items of expenditure, are satisfied that the same are in accordance with the directions of your Honourable House, and that the Accounts are kept in a clear and satisfactory manner.

Your Committee have observed in the item of Warrants issued in favour of the Clerk, an amount of three thousand five hundred pounds, obtained by a letter of the Speaker of your Honourable House, (Sir *Allan N. MacNab*). Upon an enquiry by your Committee relative to this proceeding, it appears, by the communications laid before them, that, in consequence of the great length of the Recess, extending over a period of nearly twelve months, the funds in the hands of the Clerk were insufficient to carry out the orders of your Honourable House, and that, upon representation thereof to the Speaker, Warrants were issued accordingly. Your Committee conceive that the necessity of the case has warranted this proceeding.

Robert Randall's Case. Mr. *Cummings*, from the Select Committee to which was referred the Petition of *J. H. Culp*, of the Township of *Stamford*, in the District of *Niagara*, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:— Robert Randall's Case.

Report. Your Committee, having examined the said Petition, they find that the petitioner is administrator to the Estate of the late *Robert Randall*, of the Township of *Stamford*, Esquire, who for many years was a Representative of the County of *Lincoln*, in the Parliament of *Upper Canada*.

That, in the year 1827, he, the said *Robert Randall*, proceeded to *England*, being deputed by a large body of the inhabitants of *Upper Canada* to represent their interests connected with the Colony at that time, then under the consideration of the Imperial Government, which duty was performed to the entire satisfaction of the country.

That the said *Robert Randall*, in performing those services, was put to a great expense, as well as loss of time; and in order to remunerate him, your Committee find that the House of Assembly of *Upper Canada*, in the ninth Parliament, passed a Bill, granting to him, the said *Robert Randall*, the sum of five hundred pounds for his services, which Bill was rejected by the Legislative Council.

Another Bill was passed in 1829, in the tenth Parliament, granting him a like sum, which Bill shared the same fate in the Council; and again in 1830, a similar Bill was passed, but again rejected by the Legislative Council.

And further that, after the decease of the said *Robert Randall*, which took place on the second day of May, 1834, the subject of the claim as aforesaid, was again brought under the consideration of the Legislature of *Upper Canada*, in favor of the heirs of his estate, in the year 1836, when the Select Committee to which the Petition was referred, reported in favor of the claim being allowed, but such allowance was never carried into effect.

Your Committee, under these circumstances, which stand on record in the Journals of the Legislative Assembly of *Upper Canada*, as a pledge to remunerate the said *Robert Randall*, for services rendered the inhabitants of that Province, respectfully recommend that an humble Address be presented to His Excellency, the Governor General, that he would be pleased to take the case of the heirs of the said late *Robert Randall*, Esquire, into favourable consideration,—especially as a strong precedent occurred last Session in carrying out the pledge of the Legislative Assembly of *Upper Canada*, with reference to the claim of Colonel *Fitzgibbon*; and that a copy of this Report be transmitted with such Address.

On motion of Mr. *Merritt*, seconded by Mr. *Roblin*, Trade.
Resolved, That this House will, on Thursday next, resolve itself into a Committee of the whole House, to consider certain Resolutions to be proposed on the subject of Trade, with the view to adopt an humble Address to Her Majesty, relative thereto.

Ordered, That the Report of the Select Committee, to which was referred the Petition of *Robert H. Bruce*, Esquire, and others, inhabitants residing on the *Grand River*, in the County of *Haldimand*, be printed for the use of the Members of this House. Printed.

The Honourable Mr. Attorney General *Draper* laid before the House, by command of His Excellency, the Governor General, copies of certain Documents on the subjects of the Post Office Department and the protection of the Copy right on books; which Documents are as followeth: Documents.

Post-Office Department.

Copy.

FREDERICTON, N.B.
20th April, 1846.

MY LORD,

I do myself the honour of enclosing to Your Lordship copy of an Address to me from the House of Assembly of this Province with a joint Address from the Legislative Council and Assembly to the Queen on the subject of the Post-Office Department, and which I have been requested to transmit with the view of inviting the support and co-operation of the Canadian Legislature in obtaining through Her Majesty's Government, increased facilities in the Post communications of the Provinces,—a reduction of the postage, and the introduction of an uniform rate.

I enclose also copies of Despatches addressed by me to the Secretary of State on the subject of the Post-Office and Copyright Acts—and if the system established in the United Kingdom could be introduced, with a reduction of rates on pre-payment, and the use of stamps, the Assemblies guaranteeing any deficiency in the actual expenses of the Department, and also a relaxation of the Copyright Acts as affecting these Provinces, I should consider that a signal benefit would be conferred upon them, and one which it would be impolitic to withhold when the like facilities are so extensively enjoyed in the neighbouring States of the Union.

No. 70. 29th July, 1843.

No. 69. 28th July, 1845.

I have, &c.,
(Signed,) W. M. G. COLEBROOKE.

His Excellency the Right Honourable
The Earl CATHCART, K. C. B.,
&c. &c. &c.

Copy.

New Brunswick, House of Assembly,
13th April, 1846.

Resolved, That an humble Address be presented to His Excellency, the Lieutenant Governor, together with a copy of the joint Address of the two Houses of last Session to Her Majesty on the subject of the Post-Office Department, and praying His Excellency to transmit the same to His Lordship, the Governor General, in order that the same may be brought under the consideration of the Canadian Legislature.

(Signed,) CHAS. P. WETMORE,
Clerk.

Copy.

To the Queen's Most Excellent Majesty.

The joint and humble Address of Her Majesty's Legislative Council and House of Assembly of the Province of *New Brunswick*, in General Assembly convened.

MAY IT PLEASE YOUR MAJESTY,

We, the Legislative Council and Assembly of *New Brunswick*, in Provincial Parliament assembled, beg leave to approach Your Majesty with feelings of the most devoted attachment to Your Majesty's Person and Government.

The object of this our humble and dutiful Address, is to bring under Your Majesty's Most Gracious consideration, the present inefficient and unsatisfactory state of the Post-Office Department in this Province, with a view to obtain such improvements as may be practicable in its future management.

We regret to inform Your Majesty that very general dissatisfaction exists throughout the Province with regard to this Department, as well on account of the high rates of Postage established by the Treasury Warrant of October, 1843, as from the recent increase of the expenses of management, and the diminished accommodation latterly afforded to the people of the Province.

Post-Office Department.

By the Accounts of Income and Expenditure laid before the Assembly in 1844, it appears that the amount of Salaries for the two years ending 5th January, 1843, was as follows:—

For the year ending 5th January, 1842, £1211 15 7
For the year ending 5th January, 1843, £1289 1 6

And by the Return laid before the Assembly at the present Session, it is shewn that the amount of Salaries for the year ending 5th January last, was £2580 13s. 8d., from which it will manifestly appear to Your Majesty that, under the system introduced in July, 1843, the salaries and allowances to Officers have more than doubled; and when we inform Your Majesty that the number of Mails has, during the same time, been materially reduced, and the postages in several instances increased, Your Majesty will, we humbly conceive, graciously admit that we have abundant cause to complain of the present management of the Department in this Province.

By the recent abandonment of some of the Lines, many of the oldest and most cultivated Districts of the Province are now left without any Post-Office accommodation; and for the purpose of affording partial relief to those and other Districts, we have, during the present Session, appropriated upwards of £600 towards the support of sixteen additional Couriers and Packets in various parts of the Province for the present year.

Whether any surplus Revenue has been collected since the half year ending the 5th July, 1843, we are not informed; but by the Returns laid before the Assembly at the last Session, it appeared that there was a surplus on the two and a half years ending July, 1843, of £4856, and we humbly submit to Your Majesty, that such surplus as may from time to time accrue should not be expended out of the Province, but applied towards the establishment of additional Lines of Post communication.

The present high rates of letter postage, and the tax upon printed papers, are considered so onerous, that not only is a large amount of correspondence altogether prevented, but every opportunity by private conveyance is resorted to; and thus is the Law habitually and generally violated, and that with impunity; and we are therefore unanimously of opinion, that if the charge on printed papers were abolished, and the letter postage reduced one half, the income of the Department would, in a short time, be much larger than at present.

The Provincial Legislature, during the last two years, have expended over £145,000 on the Great Roads of communication within the Province, which has contributed very materially to reduce the rates of contract for Mail carriage, and it is therefore more unsatisfactory to the Provincial public, that less accommodation should be now afforded by the Department than in former years; and the general dissatisfaction is much increased by the fact, that the reduction of public accommodation has been accompanied by a concurrent increase of salaries; and we humbly represent to Your Majesty, that a much larger amount of Revenue is absorbed by the salaries of the present officers, than is required for the efficient management of the Department.

The policy of Your Majesty's Government in reducing the rates of postage in the Mother Country has recently been adopted in the *United States*. By an enactment of Congress the rates of postage in that country have been reduced on single letters not exceeding half an ounce, to five and ten cents, as the distance may be under or over three hundred miles, to take effect from the first day of July next; and as we are deeply impressed with the importance of extending the advantages of Post communications throughout the remotest settlements of this Province, we respectfully submit, that a very considerable re-

Post-Office Department.

duction of rates, and the establishment of additional Lines, are absolutely necessary for the beneficial attainment of this desirable end.

Admitting the absolute necessity of preserving the Metropolitan control of the Department, we do not venture to ask for a transfer of such control to the Provincial Government, but we humbly and earnestly submit the following propositions for Your Majesty's Most Gracious consideration:—

1st. That the rates of Provincial Postage be reduced on Letters not exceeding half an ounce to a maximum of sixpence, and a minimum of twopence, according to the distance.

2nd. That the postage on printed votes and newspapers be abolished.

3rd. That the Deputy Postmaster General of the Province shall, from time to time, under the direction of the Postmaster General, establish such additional lines of communication as may be suggested by the Provincial Legislature.

4th. That a full and particular account of income and expenditure be annually laid before the Legislature by the Deputy Postmaster General.

5th. That any surplus Revenue collected within the Province, after appropriating such sums as may be required to keep up the proportions of the great lines of communication between *Nova Scotia* and *Canada*, and between *Nova Scotia* and the *United States*, which lie within this Province, and to maintain an efficient establishment here, may be applied in extending the facilities of inter-Provincial communication.

6th. That in consideration of the foregoing propositions being acceded to by Your Majesty, the Legislature of this Province should guarantee by Legislative enactment, for a term of years, such additional sum of money as may from time to time be required to defray the current charges of the Department.

We, therefore, in behalf of Your Majesty's loyal subjects, the inhabitants of this Province, confidently submit this our humble and dutiful Address to Your Majesty's gracious consideration; and we earnestly and respectfully pray Your Majesty to grant such relief in the premises, as the exigency of the case may require, and as to Your Majesty may seem meet.

And as in duty bound will ever pray.

(Signed,) WILLIAM BLACK,
President Legislative Council.
(") J. W. WELDON,
Speaker House of Assembly.

New Brunswick,
House of Assembly,
13th April, 1846.

I certify this a true copy of the Joint Address of the Legislative Council and Assembly upon the subject of the Post Office Department, adopted at the last Session of the Legislature.

(Signed,) CHAS. P. WETMORE,
Clerk of Assembly.

(Copy.)
No. 69.

Fredericton, N. B.
28th July, 1845.

My Lord,

I have had the honour to receive your Lordship's Despatch, No. 304, dated the 28th June last, with copies of correspondence relative to the illegal conveyance of letters by the steam vessels in the Bay of *Fundy*, and the River *St. John*, and directing me to furnish your Lordship with a Report and suggestions for your information on the subject.

In my Despatch to your Lordship, No. 27, of the 26th of April last, I transmitted a Joint Address to Her Majesty from the Legislative Council and Assembly, containing various proposals for remedying the inconvenience so generally complained of in the Province from the operation of the laws relating to the Post Office, and in reference to the proposal to enforce the provisions of the Acts of Parliament 1 *Vict.* caps. 33 and 36, I cannot but consider that it would be highly objectionable to do so without taking into consideration the situation of the Province and remedying the inconvenience so long and so generally complained of. Post-Office Department.

Although the correspondence carried on through *St. John*, by the steamers plying in the river and in the Bay of *Fundy* is more considerable than in other quarters, there can be no doubt that the evasion of the laws is general throughout the Province, and that it prevails not only during the summer months while the navigation is open, but also throughout the winter by the facilities of land travelling.

In the Address of the Legislative Bodies, your Lordship will observe it noticed that the rates of postage in the *United States* have been reduced, and they recommend a reduction of the Provincial rates on letters not exceeding half an ounce, to a maximum of sixpence, and a minimum of twopence according to distance. As the effect of these rates would be to impose the lowest rates on correspondence with *St. John* and *Fredericton*, where the greatest number of letters are received, and the highest on the remote settlements, where they are few in number, and the people can less afford to defray them, I am induced to prefer an uniform rate of threepence on all letters throughout the Province. According to the American rates, five cents, or twopence halfpenny nearly, is the uniform charge of postage on letters weighing half an ounce, for all distances under three hundred miles corresponding nearly with the extreme limits of the Post Office routes in *New Brunswick*. The distance from *St. John* to the *Restigouche*, by the northern route, being 202 miles, and from *St. John* to *Temiscouata* on the north western frontier, 263 miles. By establishing such a rate on letters, I entertain no doubt that the disposition to evade the laws would be arrested and their enforcement generally approved wherever the means of conveying letters through the Post Office might be afforded, and to facilitate the establishment of additional lines of communication, the Houses in their Address have pledged themselves on the adoption of the proposals to guarantee by Legislative enactment for a term of years such a sum as would defray the current expenses of the Department.

In strongly recommending that Her Majesty's Government should accede to their proposal, on agreement of the Houses to a reduced and uniform rate as I have suggested, I should anticipate that on its adoption the complaints of the people and the difficulties experienced in enforcing the Post Office laws, would at once be removed, and recurring to the correspondence in 1843, above referred to on the subject of the Copy Right Acts which are equally evaded, I would recommend in accordance with my suggestions that those Acts should also be subject to revision.

I have, &c.
(Signed,) W. M. G. COLEBROOKE.

The Right Honourable
Lord Stanley,
&c., &c., &c.

(Copy.)
No. 70.

Copyrights.

Fredericton, N. B.
20th July, 1843.

My Lord,

A sensation having been produced in the Province by the recent enforcement of the provisions of the Acts of Parliament, (5 and 6 *Victoria*, Cap. 45, 47, and 49,) for the protection of the Copy right on Books, I am prompted to explain to your Lordship the situ-

Copyrights.

ation in which these communities are placed by the restrictions which are thus imposed on the introduction of English Books reprinted in *America;* and on certain newspapers, through the medium of which they have heretofore obtained circulation, by what is called the privilege of the Deputy Post-Master General who at his discretion has dispensed with the law for imposing on them full letter rates of postage.

In the Report of the Commissioners of Post-office enquiry in Canada, it was observed that no printed matter coming from *England,* except stamped newspapers, could pass through the post, unless charged by weight at the rates of letters exceeding an ounce, which in the case of English Reviews, Magazines, and Pamphlets, acted as a complete prohibition, and that the American reprints of Miscellanies, under the privilege referred to, had obtained an extensive circulation.

The limited means and opportunities of acquiring books has led in these Provinces as well as in the *United States,* to the publication of a great number of cheap newspapers, containing with the usual matter of advertizements, correspondence, and extracts from English and American Journals, selections from Books and Miscellanies. These selections which are for the most part taken from the lighter productions of the English and American presses, are generally unexceptionable, and tend to encourage a taste for reading amongst those who have no access to Books, and are cut off from social intercourse of an improving nature.

Some publishers in the *United States,* taking advantage of the increasing demand for publications of this nature, have undertaken the republication of entire works in consecutive numbers, or in extra sheets, and as examples of the works thus circulated in the Provinces, as well as in the *United States,* may be mentioned:—*Allison's* History of Europe, *Liebig's* Animal and Agricultural Chemistry, *Arnold's* Lectures on Modern History, *Borrow's* Bible in Spain, &c.; and it may be remarked, that the papers which are engaged in these republications, and depending on support in the Provinces, have taken no part in the acrimonious discussions which often pervade the political Journals in the *United States.* The claim to protection of the English Publishers, being the ground on which the circulation of these papers has been suddenly arrested by the charge of letter postage, and by the seizure of the "extras," the public attention has been drawn to the high price of English Books, which has operated so entirely to prevent their circulation in these Provinces.

The encouragement derived in the United Kingdom from the numerous Libraries, Clubs, and Societies, which are supplied with copies of books as they issue from the Press, and to whom the price of a book is less an object than the early supply of new works to their numerous subscribers and readers, renders it practicable in most cases for an English publisher to attach such a price to a book which would command any sale in the Colonies as nearly to remunerate him from this source alone, independently of the demand from individual purchasers, according to the merit or interest of the work.

The increasing demand of a more numerous and less affluent class of readers has led to some reduction in the price of works, by their publication in less expensive forms, but the price even of these books, enhanced by the charges attending their transmission, exclude them from circulation in the Colonies, especially during the winter months. Hence the restrictions imposed by the Copyright Acts operate in no manner to the benefit of the English publisher, while, by excluding the inhabitants of the British Provinces from the opportunity they have hitherto enjoyed, of becoming familiar with the productions of the English Press through the medium of the reprints, chiefly in the newspaper form, they are led unfavourably to contrast their situation with that of their fellow-countrymen in the *United States,* where such a restriction cannot be enforced. Copyrights.

The protection of publishers in the United Kingdom is a question altogether distinct from the extension of the Copyright Acts by authority of Parliament to the Colonies, and especially to those having separate Legislatures, who, if it devolved on them to consider of the local application of those Laws, would, in affording a reasonable protection to the English publisher, be disposed to provide also for the interests of the community, whom it cannot be politic to exclude from all access to English Literature, except by an evasion of the exorbitant charges to which they are subjected by law. I do not undertake to determine how far their interests may admit of being reconciled by the imposition of such a moderate duty on Foreign reprints as would secure to the English publishers a small profit on their works when reprinted in a cheap form, or in the Literary Journals for circulation in the Colonies, but if, from the larger profits derivable from the sale of high priced books in *England,* the minor advantages from such cheap reprints for the Provinces should not be a consideration to English publishers, the policy would be questionable, if altogether prohibiting the circulation of the Journals which are engaged in such republications, by which the public are deprived not only of the works protected by the Copyright Acts, but of others claiming no such protection.

As the interest of English publishers cannot be injuriously affected either by a reduction in the price of books in the Colonies, or their circulation through Literary Journals amongst a class of readers to whom they would be otherwise unknown, I hope the measure may be abandoned, of enforcing by Parliamentary authority, a prohibition which, if not evaded through the facilities every where presented, would have the effect of excluding English Literature from the Provinces.

I have, &c.,
(Signed,) W. M. G. COLEBROOKE.

The Right Honourable
Lord STANLEY,
&c. &c. &c.

Mining Company, (U. C.)

Ordered, That Mr. *Boulton* have leave to bring in a Bill to incorporate certain persons under the name of "the Upper Canadian Mining Company."

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time, on Monday next.

Oxford Election.

Mr. *Chauveau,* Chairman of the Select Committee appointed to try the merits of the Petition of the Honourable *Francis Hincks,* of the City of *Montreal,* complaining of the undue Election and Return of *Robert Riddell,* Esquire, Sitting Member for the County of *Oxford,* reported to the House, that, pursuant to adjournment, the Committee met on Saturday last, at half-past eight o'clock, A. M,, but in consequence of the absence of Mr. *Smith* of *Frontenac,* a Member of the Committee, they were unable to proceed to business.

Ordered, That Mr. *Smith,* Member for the County of *Frontenac,* do attend in his place in this House at its next sitting.

Winter Roads Bill.

Ordered, That Mr. *Jobin* have leave to bring in a Bill to amend the Acts and Ordinances relating to Winter Roads in that part of this Province, heretofore *Lower Canada.*

He accordingly presented the said Bill to the House, and the same was received and read for the

first time, and ordered to be read a second time on Thursday next.

On motion of Mr. *Bertrand*, seconded by Mr. *Chabot*,

Address, Kamouraska and Rimouski Court.

Resolved, That an humble Address be presented to his Excellency, the Governor General, praying that he will be pleased to cause to be laid before this House, copies of all the Correspondence, Opinions, and Reports, of the Judges of the Court of Queen's Bench, and Judges of the Circuit of the District of *Quebec*, relating to the establishment of a separate Court or Jurisdiction for judicial purposes in the Counties of *Kamouraska* and *Rimouski*, with reference to the changes in the present Judicial system in *Lower Canada*, during the years 1844 and 1845.

Ordered, That the said Address be presented to His Excellency, the Governor General, by such Members of this House as are of the Honourable the Executive Council of this Province.

Sheriff's Protection Bill.

Ordered, That Mr. *Webster* have leave to bring in a Bill for the protection of Sheriffs in certain cases.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Thursday next.

On motion of Mr. *Christie*, seconded by Mr. *DeWitt*,

Instruction to Committee.

Ordered, That it be an instruction to the Select Committee to which were respectively referred the Bill to amend and consolidate the Laws and Ordinances now in force, relating to the powers and duties of the Corporation of the Trinity House of *Quebec*, to Pilots and Pilotage in the Port of *Quebec*, and to the *Quebec* decayed Pilot Fund, and for other purposes;—and the Bill to repeal certain Acts and an Ordinance therein mentioned, relating to the Trinity House at *Montreal*, and to amend and consolidate the provisions thereof; to enquire as to the expedience of introducing into any enactment that may be passed, relating to those Corporations, a clause to prevent Ship-owners, or owners and part owners of Steamers, plying between *Quebec* and *Montreal*, from being Members of either of the said Trinity Houses.

Printed.

Ordered, That two hundred copies of the Petition of *Robert Fleming Gourlay*, be printed for the use of the Members of this House.

Middlesex Election.

The Honourable Mr. *Baldwin* moved, seconded by Mr. *Price*, that the Clerk of this House be directed to tax the costs of the Petitioner in the case of the Controverted Election for the County of *Middlesex*, occasioned by the proceedings upon the Commission for the examination of witnesses ordered by this House in that case, and which, by the decision of the Committee, appointed to try the merits of that Election, have proved nugatory, in consequence of the misconduct of the Commissioners appointed to take such evidence, and that the same be paid by him out of the Contingencies of this House.

The Question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Baldwin*, *Berthelot*, *Bertrand*, *Brooks*, *Cauchon*, *Chabot*, *Chauveau*, *Christie*, *Desaunier*, *DeWitt*, *Drummond*, *Guillet*, *Jobin*, *Lacoste*, *LaFontaine*, *Lantier*, *Laterrière*, *Leslie*, *Macdonell* of Stormont, *Merritt*, *Méthot*, *Nelson*, *Powell*, *Price*, *Smith* of Wentworth, and *Thompson*.—(26.)

NAYS.

Middlesex Election.

Messieurs *Boulton*, *Cayley*, *Cummings*, *Daly*, *DeBleury*, *Dickson*, Attorney General *Draper*, *Duggan*, *Foster*, *Gowan*, *Hale*, *Hall*, *Macdonald* of Cornwall, *Macdonald* of Kingston, *McConnell*, *Moffatt*, *Murney*, *Papineau*, *Petrie*, *Riddell*, *Robinson*, *Roblin*, *Seymour*, *Sherwood* of Brockville, Solicitor General *Sherwood*, *Smith* of Frontenac, Attorney General *Smith*, *Stewart* of Prescott, Solicitor General *Taschereau*, *Viger*, *Webster*, *Williams*, and *Woods*.—(33.)

So it passed in the negative.

Message from Legislative Council.

A Message from the Legislative Council by *John Fennings Taylor*, Esquire, one of the Masters in Chancery.

Mr. Speaker,

The Legislative Council have passed the following Bills without any amendment:—

Vidal's Relief Bill.

"An Act to vest in *Richard E. Vidal*, his heirs "and assigns, the Government allowance for a Road "across certain Lots of Land in the Township of "*Sarnia*, in the *Western* District, now belonging to "him."

Dempsey's Relief Bill.

"An Act to authorize the Courts of Queen's "Bench, and of Chancery in *Upper Canada*, in their "discretion, to admit *John W. Dempsey* to practise "as an Attorney and Solicitor therein."

Public Roads Bill.

"An Act to prevent the opening of Government "allowances for Roads without an order from the "District Council of the District in which the said "allowances are situate."

School Moneys Bill, (U. C.)

"An Act to amend the Act relating to the appro- "priation of Moneys derived from the Sale of School "Lands in *Upper Canada*."

Niagara and Queenston Assessment Bill.

"An Act to alter the mode of Assessment in the "Towns of *Niagara* and *Queenston*."

Also,

The Legislative Council have passed the following Bills, with several amendments, to which they desire the concurrence of the Legislative Assembly.

Macara's Relief Bill.

"An Act for the Relief of *John Macara* of the "City of *Toronto*, Esquire, and of other Solicitors, "Writers, and Advocates, before the Sheriffs Courts "of *Scotland*."

Huron Rates Bill.

"An Act to provide for the recovery of the Rates "or taxes intended to be imposed by certain By-laws "of the District Council of the District of Huron."

Penitentiary Bill.

"An Act to consolidate and amend the Laws re- "lating to the Provincial Penitentiary."

And then he withdrew.

On motion of the Honourable Mr. Attorney General *Draper*, seconded by the Honourable Mr. *Cayley*,

Ordered, That the amendments made by the Legislative Council to the Bill, intituled, "An "Act to consolidate and amend the Laws relat- "ing to the Provincial Penitentiary," be now taken into consideration.

The House proceeded accordingly to take the said amendments into consideration,

And the said amendments were read, and are as followeth:—

Press 10, line 2.—Leave out "the," and insert "such."

Line 47.—After the word "unemployed," insert "Provided always, that no- "thing herein contained shall "be construed to oblige any "convict of the Roman Ca-

Penitentiary Bill.

"tholic persuasion to labour "on any of the following ob- "ligatory holidays of that "Church, that is to say, *Cir-* "*cumcision, Epiphany, An-* "*nunciation, Ascension, Cor-* "*pus Christi, Saint Peter* and "*Saint Paul, All Saints,* and "*Conception.*"

Press 13, line 26.—After the word "convict," insert "under sentence of im- "prisonment for a term of "seven years or upwards."

" " " 32.—After the word "situate," insert, "and whenever a convict "under sentence of imprison- "ment for a less term than "seven years, shall die, it shall "be the duty of the Warden "to cause the body of such "convict to be decently inter- "red, at the expense of the "Province, and according to "the forms, rites and ceremo- "nies of the Church to which "such convict belonged, un- "less the said body shall have "been taken away by the "friends or relatives of the "deceased, within twenty-four "hours, as aforesaid."

And the said amendments being again read, they were agreed to by the House.

Ordered, That the Honourable Mr. Attorney General *Draper* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendments.

On motion of the Honourable Mr. *Cayley,* seconded by the Honourable Mr. Attorney General *Draper,*

Huron Rates Bill.

Ordered, That the amendments made by the Legislative Council to the Bill, intituled, "An "Act to provide for the recovery of the Rates "or Taxes intended to be imposed by certain "Bye-laws of the District Council of the District "of *Huron,*" be now taken into consideration.

The House proceeded accordingly to take the said amendments into consideration.

And the said amendments were read, and are as followeth:

Press 2, line 9.—After "Bye-law," leave out to "and," in the eleventh line, inclusively.

" " " 14.—Leave out "before or with re- "gard to such succeeding "year," and insert, "altered "or amended by any subse- "quent Bye-Law, or unless "any arrangement or com- "promise shall have been "made, by Bye-Law or other- "wise, between the said Dis- "trict Council and any Body "Corporate, or other person "or party, for the satisfaction "of the Taxes imposed by "any previous Bye-Law, in "which case the sum paid "under such arrangement or "compromise, shall be taken "and held to be in full satis- "faction of the sum or sums "accruing due under any such "previous Bye-Law."

And the said amendments being again read, they were agreed to by the House.

Ordered, That the Honourable Mr. *Cayley* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendments.

Huron Rates Bill.

On motion of Mr. *Macdonald* of *Kingston,* seconded by the Honourable Mr. *Robinson,*

Ordered, That the amendments made by the Legislative Council to the Bill intituled "An Act "for the relief of *John Macara,* of the City of "*Toronto,* Esquire, and of other Solicitors, Wri- "ters, and Advocates, before the Sheriff's Courts "of *Scotland,*" be now taken into consideration.

Macara's Relief Bill.

The House proceeded accordingly to take the said amendments into consideration;

And the said amendments were read, and are as followeth:—

In the Bill.

Press 2, Line 37.—Leave out from "and" to "only" inclusively, in the 9th line of the 3rd press.

Preamble.

Press 1, Line 12.—Leave out "this Province," and insert "*Upper Canada.*"

" " " 14.—Leave out "this Province," and insert "*Upper Canada.*"

" " " 26.—Leave out "this Province," and insert "*Upper Canada.*"

" " " 29.—Leave out "this Province," and insert "*Upper Canada.*"

" 2, " 5.—Leave out "this Province," and insert "*Upper Canada.*"

Title.

Line 2.—Leave out from "and" to "*Scotland*" inclusively, in the 3rd line.

And the said amendments being again read, they were agreed to by the House.

Ordered, That Mr. *Macdonald* of *Kingston* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendments.

On motion of Mr. *Christie,* seconded by Mr. *DeWitt,*

Message to Legislative Council for Assistant Clerk to attend Select Committee.

Resolved, That a Message be sent to the Honourable the Legislative Council, praying that their Honours will permit *John Fennings Taylor,* Esquire, one of the Clerks Assistant of their Honourable House, to attend the Select Committee on Parliamentary and other Public Records on Thursday next, at ten o'clock in the forenoon, to be examined on the subject of the said reference.

Ordered, That Mr. *Christie* do carry the said Message to the Legislative Council.

Printed.

Ordered, That five hundred copies of the Report on a system of Public Elementary Instruction for *Upper Canada,* laid before this House on Monday, the 6th of April last, be printed for the use of the Members of this House.

Distillers Duty Bill.

Mr. *Macdonald* of *Kingston,* from the Committee of the whole House on the Bill to repeal certain Acts therein mentioned, and to impose a Duty on Distillers and on the Spirituous Liquors made by them, and to provide for the collection of such Duties, reported, according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill, as amended, be Engrossed.

Kingston Incorporation Bill.

The Order of the Day for receiving the Report of the Committee of the whole House on the Bill to incorporate the Town of *Kingston* as a City, being read;

Kingston Incorporation Bill.

On motion of Mr. *Seymour*, seconded by Mr. *Smith* of *Frontenac*,

Ordered, That the said Order of the Day be discharged, and that the said Bill be now re-committed to a Committee of the whole House, for the purpose of moving the following amendment to the fifty-ninth clause of the same, that is to say, after the word "Act," in the twenty-seventh line of the said clause, insert the following: "And in default of such yearly payment "of the said sum of three hundred pounds, as "aforesaid, it shall and may be lawful for the "Municipal Council of the *Midland* District, "at its next sitting after the said month of "January in each and every year, to levy by a "Bye-Law, or Bye-Laws, to be passed for that "purpose, a rate or tax upon the real and personal property in the said City, a sum sufficient "to amount to the said sum of three hundred "pounds, over and above all necessary expenses "attendant upon the levying and collecting of "the rate or tax aforesaid."

The House accordingly resolved itself into the said Committee.

Mr. Solicitor General *Taschereau* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. Solicitor General *Taschereau* reported that the Committee had gone through the Bill, and had made a further amendment thereto, which he was directed to report to the House whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

G. H. Ryland, Esq.

The Order of the Day for the House in Committee on the Report of the Select Committee to which was referred the Petition of *George H. Ryland*, Esquire, Registrar of *Montreal*, being read;

On motion of Mr. *Macdonald* of *Kingston*, seconded by the Honourable Mr. *Moffatt*,

Ordered, That the said Order of the Day be discharged.

Mr. *Macdonald*, of *Kingston*, moved, seconded by the Honourable Mr. *Moffatt*, that this House doth concur in the Report of the Select Committee to which was referred the Petition of *George H. Ryland*, Esquire, Registrar of *Montreal*.

The Question having been put upon the said motion, a division ensued, and the names being called for they were taken down as followeth:—

YEAS.

Messieurs *Boulton*, *Brooks*, *Cummings*, *Dickson*, *Drummond*, *Duggan*, *Ermatinger*, *Foster*, *Gowan*, *Guillet*, *Hale*, *Hall*, *Macdonald* of CORNWALL, *Macdonald* of KINGSTON, *Meyers*, *Moffatt*, *Monro*, *Murney*, *Riddell*, *Robinson*, *Smith* of FRONTENAC, *Stewart* of PRESCOTT, and *Webster*.—(23.)

NAYS.

Messieurs *Armstrong*, *Baldwin*, *Berthelot*, *Bertrand*, *Cauchon*, *Cayley*, *Chabot*, *Chauveau*, *Christie*, *De Bleury*, *Desaunier*, *De Witt*, Attorney General *Draper*, *Jobin*, *Lacoste*, *LaFontaine*, *Lantier*, *Laterrière*, *Leslie*, *Macdonell* of STORMONT, *M'Connell*, *Méthot*, *Nelson*, *Papineau*, *Powell*, *Price*, *Roblin*, Attorney General *Smith*, *Smith* of WENTWORTH, Solicitor General *Taschereau*, *Thompson*, and *Viger*.—(32.)

So it passed in the negative.

Peterboro' Incorporation Bill.

The Order of the Day for the second reading of the Bill to incorporate the Town of *Peterborough*, being read;

Ordered, That the said Order of the Day be discharged.

Commercial Bank Charter Amendment Bill.

The Order of the Day for the House in Committee on the Bill to amend the Act, intituled, "An Act to "extend the Charter of the Commercial Bank of "the *Midland* District, and to increase its Capital "Stock," being read;

The House accordingly resolved itself into the said Committee.

Mr. *Drummond* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Drummond* reported that the Committee had gone through the Bill, without making any amendment thereto, and the Report was again read at the Clerk's table.

Ordered, That the said Bill be Engrossed.

Etobicoke Road Bill.

The Order of the Day for the second reading of the Bill to incorporate certain persons under the name of "the *Etobicoke* and *Monro* Sixth Line Road Company," being read;

The said Bill was accordingly read, and referred to a Select Committee, composed of Mr. *Duggan*, the Honourable Mr. Solicitor General *Sherwood*, Mr. *Gowan*, Mr. *Price*, and Mr. *Boulton*, to report thereon with all convenient speed; with power to send for persons, papers, and records.

Montreal Ballot Bill.

The Order of the Day for the second reading of the Bill to amend an Act therein mentioned, and to establish the vote by Ballot in the Election of Councillors and Assessors of and for the City of *Montreal*, being read;

Ordered, That the said Bill be read a second time on Thursday next.

Queen's College Estates Bill.

The Order of the Day for the second reading of the Engrossed Bill from the Legislative Council, intituled, "An Act to transfer to Queen's College at "*Kingston*, certain Estates, Rights, and Liabilities "of the University at *Kingston*," being read;

The said Bill was read accordingly.

Ordered, That the said Bill be read a third time on to-morrow.

Bank of Upper Canada Charter Amendment Bill.

The Order of the Day for the second reading of the Bill to amend an Act, intituled, "An Act to ex-"tend the Charter of the Bank of *Upper Canada*, "and to increase the Capital Stock thereof," being read;

The said Bill was accordingly read, and ordered to be Engrossed.

Toronto Mechanics Institute Bill.

The Order of the Day for the second reading of the Bill to incorporate the *Toronto* Mechanics' Institute, being read;

The said Bill was accordingly read, and referred to the Standing Committee on Private Bills.

Partition of Lands Bill, (L. C.)

The Order of the Day for taking into consideration a motion, made on Wednesday, the twenty-ninth of April last, viz: "That the Engrossed Bill from "the Legislative Council, intituled 'An Act to fa-"cilitate the partition of Lands, Tenements, and "Hereditaments, in certain cases in *Lower Canada*,' "be referred to a Select Committee, composed of the "Honourable Mr. *Moffatt*, Mr. *Colvile*, Mr. *M'Con-"nell*, the Honourable Mr. *Aylwin*, and the Honour-"able Mr. Attorney General *Smith*, to report there-"on with all convenient speed; with power to send "for persons, papers, and records," being read;

The House proceeded accordingly to take the said motion into consideration.

And the said motion being again read, and the question being put thereon, it was agreed to unanimously, and,

Resolved, Accordingly.

Quebec Gas and Water Act Repeal Bill.

The Order of the Day for the House in Committee on the Bill to repeal the Act incorporating "the *Quebec* Gas Light and Water Company," being read;

Quebec Gas and Water Act Repeal Bill.

The House accordingly resolved itself into the said Committee.

Mr. *Hale* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Hale* reported that the Committee had gone through the Bill, without making any amendment thereto, and the Report was again read at the Clerk's table.

Ordered, That the said Bill be Engrossed.

Quebec Water Bill.

The Order of the Day for the House in Committee on the Bill for supplying the City of *Quebec* and parts adjacent thereto, with water, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Dickson* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Dickson* reported that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Quebec Gas Bill.

The Order of the Day for the House in Committee on the Bill for Lighting the City of *Quebec* with Gas, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Duggan* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Duggan* reported that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Orders Postponed.

Ordered, That the remaining Orders of the Day be postponed until to-morrow.

Then, on motion of Mr. *Chabot,* seconded by the Honorable Mr. *LaFontaine,*

The House Adjourned.

Martis, 5° die Maii.

ANNO NONO, VICTORIÆ REGINÆ, 1846.

Petitions laid on the table.

THE following Petitions were severally brought up and laid on the table.

By Mr. *LeMoine,*—The Petition of *J. M'Callum,* Esquire, and others, of the County of *Huntingdon.*

By Mr. *Sherwood* of *Brockville,*—The Petition of *Henry Jones* and others, of the Town of *Brockville.*

By Mr. *Hale,*—The Petition of *A. W. Hyndman* and others, of *Melbourne* and its vicinity.

By the Honourable Mr. *Viger,*—The Petition of *Pierre Vézina,* Esquire, and others, of the District of *Three Rivers.*

Quebec Gas and Water Act Repeal Bill.

An Engrossed Bill to repeal the Act incorporating "the *Quebec* Gas Light and Water Company," was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Chabot* do carry the said Bill to the Legislative Council and desire their concurrence.

Distillers Duties Bill.

An Engrossed Bill to repeal certain Acts therein mentioned, and to impose a Duty on Distillers and on the Spirituous Liquors made by them, and to provide for the collection of such Duties, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That the Honourable Mr. *Cayley* do carry the said Bill to the Legislative Council, and desire their concurrence.

Bank of Upper Canada Charter Amendment Bill.

An Engrossed Bill to amend an Act, intituled "An Act to extend the Charter of the Bank of *Upper Canada,* and to increase the Capital Stock thereof," was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Boulton* do carry the said Bill to the Legislative Council, and desire their concurrence.

Commercial Bank Charter Amendment Bill.

An Engrossed Bill to amend an Act intituled "An Act to extend the Charter of the Commercial Bank of the *Midland District,* and to increase its Capital Stock," was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Macdonald* of *Kingston* do carry the said Bill to the Legislative Council, and desire their concurrence.

Petitions of M. M'Carthy, and of J. Voller and J. Kay, referred.

Ordered, That the Petition of *Michael M'Carthy,* a Messenger of the Legislative Assembly; and the Petition of *James Voller* and *John Kay,* Messengers of the Legislative Assembly, be referred to the Standing Committee on Contingencies.

Mayor, &c. of Montreal.

The Honourable Mr. *Moffatt,* from the Select Committee to which was referred the Petition of *James Ferrier,* Esquire, Mayor, and others, Members of the Municipal Council of the City of *Montreal,* presented to the House the Report of the said Committee, which was again read at the Clerk's table.

(*For the said Report, see Appendix A. A.*)

Montreal Incorporation Act Amendment Bill.

Ordered, That the Honorable Mr. *Moffatt* have leave to bring in a Bill to amend the Laws incorporating the City of *Montreal,* and to facilitate the decision of cases wherein the right of any party to any office in the Corporation may be called in question.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Friday next.

Middlesex Election.

Mr. *Dickson,* Chairman of the Select Committee appointed to try the merits of the Petition of *William Notman,* Esquire, of *Dundas,* in the *Gore* District, complaining of the undue Election and Return of *Edward Ermatinger,* Esquire, to represent the County of *Middlesex* in this present Parliament, presented to the House the Final Report of the said Committee, which was again read at the Clerk's table, and is as followeth:

1. *Resolved,* That the Sitting Member for the County of *Middlesex* has been duly returned and elected.
2. *Resolved,* That the Petition of the Petitioner, *William Notman,* Esquire, against the return of the Sitting Member, is not frivolous and vexatious.
3. *Resolved,* That the opposition of the Sitting Member to the said Petition, is not frivolous and vexatious.

Private Bills.

On motion of Mr. *Hale,* seconded by Mr. *Foster,*

Ordered, That the time for receiving the Reports of Committees on Private Bills, be further extended until this day week.

Huron Territory Bill.

Ordered, That the Honourable Mr. *Cayley* have leave to bring in a Bill to attach certain territory therein described, to the District of *Huron.*

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Friday next.

Administration of Justice, (U. C.)

On motion of the Honourable Mr. *Cayley*, seconded by the Honourable Mr. Attorney General *Smith*,

Resolved, That this House will, on Friday next, resolve itself into a Committee of the whole House, to take into Consideration certain Resolutions to be proposed, having for their object the charging upon the Consolidated Revenue, the administration of Criminal Justice in *Upper Canada*.

Board of Works Bill.

Ordered, That the Honourable Mr. *Cayley* have leave to bring in a Bill to amend the Law constituting the Board of Works.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Friday next.

University Bill, Upper Canada.

Ordered, That Mr. *Hall* have leave to bring in a Bill to erect a University, by the name and style of the University of *Upper Canada*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time.

Mr. *Hall* moved, seconded by the Honourable Mr. Attorney General *Draper*, that the said Bill be read a second time on Tuesday next.

Mr. *Boulton* moved in amendment, seconded by Mr. *Duggan*, that the words "Tuesday next," in the said motion, be struck out, and the words "this day fortnight," inserted in lieu thereof.

The Question having been put on the motion of amendment, a division ensued, and the names being called for they were taken down as followeth:—

YEAS.

Messieurs *Baldwin*, *Boulton*, *Cauchon*, *Cayley*, *Chauveau*, *DeBleury*, *Drummond*, *Duggan*, *Ermatinger*, *Foster*, *Lantier*, *Macdonald* of Cornwall, *Moffatt*, *Nelson*, *Powell*, *Price*, *Robinson*, *Rousseau*, *Sherwood* of Brockville, and *Williams*.—(20.)

NAYS.

Messieurs *Armstrong*, *Aylwin*, *Berthelot*, *Bertrand*, *Brooks*, *Chabot*, *Christie*, *Colvile*, *Cummings*, *Daly*, *Desaunier*, *DeWitt*, *Dickson*, Attorney General *Draper*, *Gowan*, *Guillet*, *Hale*, *Hall*, *Jobin*, *LaFontaine*, *Laterrière*, *Leslie*, *Macdonald* of Glengary, *Macdonald* of Kingston, *Macdonell* of Stormont, *M'Connell*, *Merritt*, *Méthot*, *Meyers*, *Monro*, *Papineau*, *Petrie*, *Riddell*, *Roblin*, *Scott*, *Seymour*, Solicitor General *Sherwood*, *Smith* of Frontenac, Attorney General *Smith*, *Smith* of Wentworth, *Stewart* of Prescott, *Taché*, Solicitor General *Taschereau*, *Thompson*, *Viger*, *Webster*, and *Woods*.—(47.)

So it passed in the negative.

The question being then put on the main motion, it was agreed to by the House, and,

Ordered, Accordingly.

Message from Legislative Council.

A Message from the Legislative Council, by *John Fennings Taylor*, Esquire, one of the Masters in Chancery:

Mr. Speaker,

The Legislative Council have passed the following Bills, without any amendment:—

District Courts Bill, (U. C.)

"An Act to amend an Act, passed during the last "Session of this Parliament, intituled, 'An Act to "amend, consolidate, and reduce into one Act, the "several laws now in force, establishing or regulating "the practice of District Courts in the several Dis-"tricts of that part of this Province formerly *Upper* "*Canada*.'"

Supervisor of Cullers Salary Bill.

"An Act to increase the Salary of the Supervisor "of Cullers."

Also,

Agricultural Bill, (L. C.)

The Legislative Council have passed the Bill, intituled, "An Act to amend the Act for the encour-"agement of Agriculture by the establishment of "Agricultural Societies in *Lower Canada*," with several amendments, to which they desire the concurrence of the Assembly.

And also,

Legislative Council,
Tuesday, 5th May, 1846.

Leave to Assistant Clerk of Legislative Council to attend Select Committee.

Ordered, That one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House that the Legislative Council do give leave to *John Fennings Taylor*, Esquire, one of their Clerks Assistant, to attend the Select Committee on Parliamentary and other Public Records, on Thursday next, at ten o'clock in the forenoon, to be examined on the subject of the said reference.

And then he withdrew.

Administration of Justice, Montreal.

The Honourable Mr. Attorney General *Smith* moved, seconded by the Honourable Mr. *Cayley*, that a Select Committee, composed of the Honourable Mr. Attorney General *Smith*, Mr. Solicitor General *Taschereau*, the Honourable Mr. *DeBleury*, Mr. *Macdonald* of *Kingston*, the Honourable Mr. *LaFontaine*, the Honourable Mr. *Aylwin*, and Mr. *Drummond*, be appointed to enquire into the state of the administration of Justice in the District of *Montreal*, in the Superior Courts thereof, with a view of providing for the more efficient administration of Justice therein, to report thereon with all convenient speed; with power to send for persons, papers, and records.

The question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs. *Boulton*, *Brooks*, *Cayley*, *Chalmers*, *Colvile*, *Cummings*, *Daly*, *DeBleury*, *Dickson*, Attorney General *Draper*, *Duggan*, *Foster*, *Gowan*, *Hale*, *Hall*, *Macdonald* of Cornwall, *Macdonald* of Kingston, *Meyers*, *Moffatt*, *Monro*, *Papineau*, *Petrie*, *Riddell*, *Robinson*, *Scott*, *Seymour*, Solicitor General *Sherwood*, *Smith* of Frontenac, Attorney General *Smith*, *Stewart* of Prescott, Solicitor General *Taschereau*, *Viger*, *Webster*, *Williams*, and *Woods*.—(35.)

NAYS.

Messieurs *Armstrong*, *Aylwin*, *Baldwin*, *Berthelot*, *Bertrand*, *Cauchon*, *Chabot*, *Chauveau*, *Christie*, *Desaunier*, *DeWitt*, *Drummond*, *Ermatinger*, *Guillet*, *Jobin*, *LaFontaine*, *Lantier*, *Laterrière*, *Leslie*, *Macdonell* of Stormont, *Méthot*, *Nelson*, *Powell*, *Price*, *Rousseau*, *Smith* of Wentworth, *Taché*, and *Thompson*.—(28.)

So it was carried in the affirmative, and

Resolved, Accordingly.

Orleans and Montmorency Division.

On motion of Mr. *Cauchon*, seconded by Mr. *Price*,

Resolved, That this House do now resolve itself into a Committee of the whole House, to consider the expediency of amending the Act 8th *Victoria*, Chapter 28, intituled, "An Act to "detach the Island of *Orleans* from the County "of *Montmorency*, for the purposes of the Regis-"tration of Titles, and to establish a Registry "Office in the said Island."

The House accordingly resolved itself into the said Committee.

Mr. *Drummond* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Drummond* reported that the Committee had come to a Resolution, which he was directed to submit to the House whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

On motion of Mr. *Cauchon*, seconded by Mr. *Taché*,

Address, Officers in Provincial Secretary's Office.

Resolved, That an humble Address be presented to His Excellency, the Governor General, praying him to cause to be laid before this House, a Return of the names of all officers employed in the office of the Provincial Secretary, the period of their service, whether permanent or temporary, how long they have been employed, and the amount of their respective salaries.

Ordered, That the said Address be presented to His Excellency, the Governor General, by such Members of this House as are of the Honourable the Executive Council of this Province.

On motion of Mr. *Macdonald* of *Kingston*, seconded by the Honourable Mr. *Aylwin*,

Resolved, That the following humble Address be presented to the Queen's Most Excellent Majesty:

Address to Her Majesty, G. H. Ryland, Esq.

To the Queen's Most Excellent Majesty.

MOST GRACIOUS SOVEREIGN:

We, Your Majesty's most dutiful and loyal subjects, the Legislative Assembly of *Canada*, in Provincial Parliament assembled, humbly beg leave to approach Your Majesty with our renewed expression of devoted attachment to your Majesty's Royal Person and Government.

We humbly beg leave to lay before Your Majesty the particulars of a case of peculiar hardship by which a faithful subject of Your Majesty has been seriously aggrieved.

Previous to the Union of the Provinces of *Upper* and *Lower Canada*, the office of Clerk of the Executive Council of the latter Province was held by *George H. Ryland*, Esquire, now Registrar of the County of *Montreal*, who, upon the Union taking place, was sworn in as Clerk and Registrar of the Executive Council of the United Province. Subsequently, the late Lord *Sydenham*, the then Governor General, thought it necessary, on grounds of public policy, in a re-organization of that Body, to make several changes in the Constitution thereof, and to transfer many of the duties, which, up to that period, had been performed by the Clerk, to the President of the Council.

In order to effect this arrangement, the Governor General proposed to Mr. *Ryland* to surrender his appointment, and to accept in its stead the office of Registrar of the District of *Quebec*, at the same time guaranteeing to him an annual income from the emoluments thereof equal to the sum of £515 currency, which it was admitted he would be entitled to as a retiring allowance under the Imperial Statute 4 and 5 *Victoria*, chap. 29.

Mr. *Ryland*, on being thus guaranteed, and being assured that the emoluments of the Registrar under the Ordinance then lately passed, would amount for the first year to a very large sum, affording him ample compensation for the loss of the Council office, acceded to this proposal, and placed his situation at His Excelleney's disposal. But he expressly stipulated, in his official acceptance of the new appointment, as well as in his answer to the circular of His Excellency Sir *Richard Jackson*, dated 8th Dec., 1841, "that in the event of the Registrarship of the District of *Quebec* not proving nearly equal in value to his appointment as Clerk of the Executive Council, the sum guaranteed was not to be considered as compensation in full, either for the loss of that office, or of his claim upon the Government." In consequence, however, of Lord *Sydenham's* decease, the Ordinance was not put in force in October, 1841, as had originally been determined, and it was not until January following that the law was promulgated. During this delay the Legislature altered the Ordinance, and in effect deprived Mr. *Ryland* of the advantage that he would have received from the law as it stood when he was first appointed; and notwithstanding his remonstrances, no steps were taken by the Executive to protect him under the arrangement previously entered into with him, and yet about the same time the Clerkship of the Council, which until then had remained vacant, was filled up, and Mr. *Ryland* thus prevented from returning to it, as he had originally stipulated in his acceptance of the Registrarship. Although Mr. *Ryland* was appointed under his arrangement with Lord *Sydenham*, Registrar of the District of *Quebec*, and although the emoluments of such appointment were insufficient to satisfy his just expectations, yet in addition to his other losses, he was obliged, by the passing of an Act during the Session of 1844, abolishing District Registrarships, to receive, instead, the situation of Registrar of the County of *Quebec*. And it is proved by the Report of the Commissioner appointed to examine into the several offices, by the Registry Ordinance, that this situation, instead of being one of profit to Mr. *Ryland*, has only been a source of labour and expense.

Address to Her Majesty, G. H. Ryland, Esq.

On the death of the late Registrar of *Montreal*, the Governor General proposed to Mr. *Ryland* that he should be transferred from the *Quebec* to the *Montreal* Registry office. In acceding to this proposal Mr. *Ryland* again stipulated that it should not be considered as in any way interfering with his claims under his previous arrangement with the Government.

That this transfer has not benefited Mr. *Ryland*, is proved conclusively by the Report of Mr. *Clark*, the Commissioner to inspect the offices in the District of *Montreal*, dated the 7th April of this present year.

Thus it appears, that Mr. *Ryland*, by trusting to the guarantee of the late Governor General, has lost a lucrative office—has been deprived of all emolument from his substituted appointments—and is now threatened with the loss of his retiring allowance, which he would have had a right to claim, at the same time that other officers, similarly situated, were placed on the Pension List of the Country.

On a full consideration of the circumstances, the Legislative Assembly consider Mr. *Ryland's* case to be one of great hardship; that his claims, the justice of which has been officially recognized by the late Governor General, Lord *Metcalfe*, ought not to be avoided or overlooked; and that he has a right to expect, that the contract entered into between him and the Governor General, of which he has performed his part, should be carried out, according to its terms, or, as that may now be impossible, that he should be fully compensated for the non-fulfilment thereof.

And we feel bound to declare our opinion, that the denial of compensation to Mr. *Ryland*, would be a breach of faith that would greatly weaken public confidence in the acts of Your Majesty's Representatives and Government in this Province.

We, therefore, humbly pray, that Your Majesty will be graciously pleased to take Mr. *Ryland's* case into Your most favourable consideration, and direct such measures to be taken, to grant him the justice he seeks, as Your Majesty may deem proper for that purpose.

Resolved, That the said draught of an Address be referred to a Select Committee, to examine the same, and to report thereon with all convenient speed; with power to send for persons, papers, and records; and that the said Committee be composed of Mr. *Macdonald* of *Kingston*, the Honourable Mr. *Aylwin*, Mr. *Hale*, Mr. *Hall*, and Mr. *Williams*.

Leave of Absence.

Mr. *Dickson* moved, seconded by Mr. *Smith* of *Frontenac*, that Mr. *Sherwood*, of *Brockvillle*, have leave to absent himself from this House, from Saturday the ninth, until Monday the eighteenth instant, both days inclusive.

The question having been put upon the said motion, a division ensued, and it was carried in the affirmative, and

Ordered, Accordingly.

Member Excused for not attending Election Committee.

According to Order, *Henry Smith*, Esquire, Member for the County of *Frontenac*, who was absent on Saturday last from the Select Committee appointed to try the merits of the Petition of the Honourable *Francis Hincks*, of the City of *Montreal*, complaining of the undue Election and Return of *Robert Riddell*, Esquire, Sitting Member for the County of *Oxford*, attended in his place in this House.

Mr. *Smith* of *Frontenac* rose in his place, and having given satisfactory reasons for not being present at the Meeting of the said Select Committee, and having verified the same upon oath,

On motion of Mr. *Chauveau*, seconded by Mr. *Lantier*,

Resolved, That Mr. *Smith* of *Frontenac*, having given satisfactory reasons for not being present on Saturday last, at the Meeting of the Select Committee for the trial of the Contested Election for the County of *Oxford*, and having verified the same upon oath, he be now excused for such non-attendance.

Kingston Incorporation Bill.

Mr. *Seymour*, from the Committee of the whole House, on the re-committed Bill to incorporate the town of *Kingston*, as a City, reported, according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill, as amended, be Engrossed.

Quebec Gas Bill.

Mr. *Duggan*, from the Committee of the whole House, on the Bill for Lighting the City of *Quebec* with Gas, reported, according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill, as amended, be Engrossed.

Quebec Water Bill.

Mr. *Dickson*, from the Committee of the whole House, on the Bill for supplying the City of *Quebec*, and parts adjacent thereto with Water, reported, according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill, as amended, be Engrossed.

Attainder Bill.

The Order of the Day for the House in Committee on the Bill to restore the Rights of certain persons attainted for High Treason, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Roblin* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Roblin* reported that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Agricultural Society Bill, (L. C.)

The Order of the Day for the second reading of the Bill to allow the formation of more than one Agricultural Society in a County in *Lower Canada*, and for the relief of the Society for the County of *Montreal*, being read;

Agricultural Society Bill, (L. C.)

The said Bill was accordingly read, and referred to a Select Committee, composed of Mr. *Scott*, Mr. *DeWitt*, Mr. *Taché*, Mr. *Méthot*, and the Honourable Mr. *Laterrière*, to report thereon with all convenient speed; with power to send for persons, papers and records.

Orders Postponed.

Ordered, That the remaining Orders of the Day be postponed until to-morrow.

Then, on motion of the Honourable Mr. *Viger*, seconded by the Honourable Mr. Attorney General *Draper*.

The House adjourned.

Mercurii, 6° *die Maii.*

Anno Nono, Victoriæ Reginæ, 1846.

Petitions laid on the table.

THE following Petitions were severally brought up and laid on the table.

By Mr. *Foster*,—The Petition of *Peter Church* and others, of *Brome*, in the County of *Shefford*; and the Petition of *J. J. Williams* and others, of *Farnham*, in the County of *Shefford*.

By the Honourable Mr. *Moffatt*,—The Petition of the Reverend *John Bethune* and others, the Rector and Church Wardens of *Christ's* Church in the City of *Montreal*.

By the Honourable Mr. *Baldwin*,—The Petition of *James Durand*, Esquire.

By Mr. *Ermatinger*,—The Petition of *William Hillis* and others, of the District of *London*.

By the Honourable Mr. *Aylwin*,—The Petition of the Council of the Board of Trade of *Quebec*.

By Mr. *Bertrand*,—The Petition of the Reverend *Thomas Destroismaisons* and others, of *St. Germain* and *Ste. Luce de Rimouski*.

By Mr. *Chauveau*,—The Petition of *E. Desbarats*, Esquire, and others, Trustees of the *Quebec* Turnpike Roads.

By Mr. *Hale*,—The Petition of *William Morris*, Esquire, and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*.

By Mr. Solicitor General *Taschereau*,—The Petition of *Joseph Hamel*, Esquire, and others, of the City of *Quebec*.

Kingston Incorporation Bill.

An Engrossed Bill to incorporate the Town of *Kingston* as a City, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Macdonald* of *Kingston* do carry the said Bill to the Legislative Council, and desire their concurrence.

Quebec Water Bill.

An Engrossed Bill for supplying the City of *Quebec* and parts adjacent with Water, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Chabot* do carry the said Bill to the Legislative Council, and desire their concurrence.

Quebec Gas Bill.

An Engrossed Bill for Lighting the City of *Quebec* with Gas, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Chabot* do carry the said Bill to the Legislative Council, and desire their concurrence.

Petitions read.

Pursuant to the Order of the Day, the following Petitions were read:—

Of *L. Lawrason*, Esquire, and others, of the District of *London*; praying for the removal of the present holder of the offices of Judge of the District

Petitions read. Court, Judge of the Division Courts, and Chairman of the Quarter Sessions of the said District.

Of *James Bird*, and others, of the Town of *Peterborough* and its vicinity; praying for a grant of money to enable them to rebuild the Bridge across the *Otonabee* River.

Of *D. Campbell*, M. D. and others, Medical Practitioners of *Canada West*; praying for the establishment of District Medical Societies, and of a Provincial Medical Board or Council.

Of *A. Sanborn*, Esquire, and others, of the Township of *Roxton*, in the County of *Shefford*; praying that the Clergy Reserve Lands may be sold, and their proceeds disposed of, as the Legislature may think fit.

Of *William H. Bullock*, and others, of *Roxton*, in the County of *Shefford*; praying that all classes may participate in the benefits of King's College, and that no aid be granted to *M'Gill* College, unless it is placed upon the same footing.

Of *John Strickland*, of the Township of *Whitby*, in the *Home* District; praying compensation for certain loss and injury sustained by him, in consequence of a portion of his land having been taken possession of by the Board of Works for the purposes of a Road.

Of *W. Stewart Darling*, and others, Members of the United Church of *England* and *Ireland*, in the Township of *Scarborough*, in the Diocese of *Toronto*, praying that measures may be adopted for vesting in the Church Society of the Diocese of *Toronto*, for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall correspond with their share of the income arising from the same.

Of *William Caldwell*, and others, of the Township of *Reach*, in the *Home District*; praying that the grant made last Session for the improvement of *Simcoe* Street, may be expended according to the original intention.

Of *Thomas Proul*, and others, of the Township of *Sophiasburgh*, in the District of *Prince Edward*; praying that certain Stone Monuments may be planted on the original survey.

Of *John Roaf*, and others, Office Bearers and Members of the Committee of the Temperance Reformation Society of the City of *Toronto*; praying that the traffic in intoxicating liquors may be restrained; and that certain alterations be made in the present system of Tavern Licenses.

Of *W. B. Jarvis*, Esquire, and others; praying for an Act of Incorporation to enable them to construct a Canal to unite the waters of Lake *Superior*, with those of Lake *Huron*.

Resolved, That the rule of this House, which limits the time for receiving Private Petitions, be suspended, as regards the said Petition.

Of *Henry Miller*, and others, of the Province of *Canada*, Commuted Pensioners; praying for an Address to Her Majesty to re-allow their Pensions.

Of *A. Adams*, and others, inhabitants of the Township of *Barnston*; praying that no division be made of the Clergy Reserve Lands, but that they may be sold and their proceeds appropriated to the promotion of general education.

Of *William Ramsay*, and others, inhabitants of *Kingston*, who assemble in the Baptist Chapel; praying that the Imperial Act for the disposal of the Clergy Reserve Lands may not be interfered with.

Of the Reverend *Thomas Phillips*, of the Township of *Etobicoke*, in the *Home* District; praying for the continuance of his Salary as late Chaplain to the House of Assembly, and subsequently to the Legislative Council of *Upper Canada*.

Of *J. Gamble Geddes* and others, members of the United Church of *England* and *Ireland*, of the Town of *Hamilton*, in the *Gore* District, in the Diocese of *Toronto*; praying against the passing of any Bill which would destroy the religious character, or invade the chartered rights of the University of King's College. Petitions read.

Of *J. Gamble Geddes* and others, of the Town of *Hamilton*, in the *Gore* District, praying that the Church of *England* may have the control of its share of the Common School Funds.

Of Messieurs *Gooderham* and *Worts* and others, Distillers of the City of *Toronto* and *Home* District; praying against certain provisions of the Bill to impose a duty on Distillers, and upon the Spirituous Liquors made by them.

Of *Hubert Bourassa*, senior, of the Parish of *Laprairie*, Esquire, praying that the sum of thirty-four pounds be granted to him, as Appraiser of the value of certain Lands taken for the purposes of the *Chambly* Canal.

Of Mrs. *Mary Allen*, of *Sherrington*, in the County of *Shefford*, widow of the late *James Allen*; praying for a grant to relieve her present distress.

Ordered, That the Petition of Sir *James Stuart*, of the City of *Quebec*, Baronet, and of *Nicholas Austin*, of the Township of *Bolton*, in the District of *Montreal*; and the Petition of *Osgood Peasley* and others, of the Township of *Bolton*, be referred to the Select Committee, to which was referred the Engrossed Bill from the Legislative Council, intituled, "An Act to facilitate the partition of Lands, Tenements, "and Hereditaments in certain cases in *Lower* "*Canada*." Petitions Referred:— Sir J. Stuart, N. Austin, O. Peasley, et al.

Resolved, That the Petition of *John Strickland*, of the Township of *Whitby*, in the *Home* District, be referred to a Select Committee, composed of Mr. *Monro*, the Honourable Mr. *Robinson*, Mr. *Duggan*, Mr. *Cummings*, and Mr. *Macdonald* of *Cornwall*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records. J. Strickland.

Mr. *Williams*, from the Select Committee, appointed to try the merits of the Petition of *James Durand*, Esquire, complaining of the undue Election and Return of *James Webster*, Esquire, the Sitting Member for the West Riding of the County of *Halton*; presented to the House the Final Report of the said Committee, which was again read at the Clerk's table, and is as followeth:— West Halton Election.

1. *Resolved*, That there is no evidence before this Committee, sufficient to invalidate either the Election or Return of *James Webster*, Esquire, the Sitting Member for the West Riding of the County of *Halton*.
2. *Resolved*, That the Petition of *James Durand* against the Election and Return of the said *James Webster* is not frivolous or vexatious.
3. *Resolved*, That the defence to the said Petition by *James Webster*, Esquire, the Sitting Member, was not frivolous or vexatious.

Mr. *Leslie*, from the Select Committee to which was referred the Bill to divide the Municipality of *Hochelaga* into five distinct Municipalities, and further to provide for the support of Schools, and the management of Local affairs therein, with an Instruction to the said Committee, reported that the Committee had gone through the Bill, and had made several amendments thereto, which amendments were again read at the Clerk's table. Hochelaga Municipality Bill.

Ordered, That the said Bill and Report be committed to a Committee of the whole House on Friday next.

F. H. Guay, Esq. et al.

Mr. Solicitor General *Taschereau*, from the Select Committee to which was referred the Petition of *F. H. Guay*, Esquire, and others, of the Parish of *St. Joseph de la Pointe Levi* and other Parishes, in the County of *Dorchester*, and another reference, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth :—

Report.

Your Committee, after having examined the Petitions referred to them, and the evidence in support thereof, are of opinion that the prayers of the said Petitions should be granted, and a Bill introduced to establish a Registry Office at *St. Joseph de la Pointe Levi*, as near to the ferry as possible, and distinct and separate from that at present established at *Ste. Marie*, in the County of *Dorchester*, and that the Parish of *St. Joseph de la Pointe Levi*, (with that part thereof which lies in the County of *Bellechasse*,) the Parishes of *St. Nicholas*, *St. Isidore*, *St. Henri*, *St. Anselme*, and *St. Jean Chrisostome*, should be detached from their present Registry Offices, and united to the Registry Office which may be established in the Parish of *St. Joseph de la Pointe Levi*.

Ordered, That the said Report be committed to a Committee of the whole House, on Tuesday next.

Private Bills.

Mr. *Hale*, from the Standing Committee on Private Bills, presented to the House the Thirteenth Report of the said Committee, which was again read at the Clerk's table, and is as followeth :—

Brockville Assessment Bill.

Your Committee have examined the Bill to provide for an assessment of Real and Personal Property in the Town of *Brockville*, according to the annual value or rental thereof, and for other purposes, and have made an amendment thereto, which they submit to your Honourable House.

G. H. Ryland, Esq.

Mr. *Hale*, in the absence of Mr. *Macdonald* of *Kingston*, from the Select Committee to which was referred the draught of an Address to Her Majesty, on the subject of the Petition of *George H. Ryland*, Esquire, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth :—

Your Committee have carefully examined the draught of an Address referred to them, and they beg leave to report the same amended, as follows :—

To the Queen's Most Excellent Majesty :

Address to Her Majesty.

MOST GRACIOUS SOVEREIGN,

We, Your Majesty's most dutiful and loyal subjects, the Legislative Assembly of *Canada*, in Provincial Parliament assembled, humbly beg leave to approach your Majesty with our renewed expression of devoted attachment to your Majesty's Royal Person and Government.

We humbly beg leave to lay before your Majesty the particulars of a case which has resulted in serious injury to the circumstances of a faithful subject of your Majesty, and which we beg permission to submit for your Majesty's gracious consideration.

Previous to the union of the Provinces of *Upper* and *Lower Canada*, in 1841, the office of Clerk of the Executive Council of the latter Province was held by *George H. Ryland*, Esquire, he having been appointed thereto in October 1838, and having succeeded his late respected father, who had held the same office for a long period of years—and Mr. *Ryland* continued in the performance of the duties of the same office under the Government of the United Province, having been sworn in as such in February, 1841.

The late Lord *Sydenham*, the then Governor General of the Province, in re-organizing the Executive Council, thought it proper to make several changes in the constitution of the Executive Council, and to transfer many of the duties which, up to that period had been performed by the Clerk, to the President of the Council; and in effecting this arrangement His Lordship proposed to Mr. *Ryland* to surrender the appointment, and to accept in its stead the office of Registrar of Deeds in the then Judicial District of *Quebec*, at the same time guaranteeing to him an annual income from the emoluments thereof, equal to the sum of £515 currency, to which he would be entitled as a retiring allowance under the Imperial Statute, 4 and 5 *Vict.* cap. 29. Address to Her Majesty.

Mr. *Ryland*, on being thus guaranteed, and having reason to expect that the emoluments of the office offered to him, would amount for the first year to a large sum, affording him ample compensation for vacating his original one, acceded to this proposal, and placed the latter at His Excellency's disposal. But he expressly stipulated in his acceptance of the new appointment, as well as in his answer to the circular of His Excellency Sir *R. Jackson*, Administrator of the Government, dated 18th December, 1841, that in the event of the Registrarship of the said District of *Quebec* not proving nearly equal in value to his appointment as Clerk of the Executive Council, the sum guaranteed was not to be considered as compensation in full either for relinquishing that office, or for his claim upon the Government.

The Registry Ordinance of *Lower Canada* did not come into operation until the 31st December, 1841, and the time within which all existing deeds were to have been enregistered, and from which the great amount of remuneration would have resulted, was extended until eventually a material alteration was made in the Registration Law, establishing County instead of District Registry Offices, and causing Mr. *Ryland* to become Registrar of the County, instead of the District of *Quebec*, notwithstanding his remonstrance; and this alteration had the effect not only of depriving Mr. *Ryland* of a great proportion of the remuneration resulting from these arrears, but also of essentially reducing the annual income of the office.

It is true that at a subsequent period, namely, on the 8th July, 1845, Mr. *Ryland* was transferred to the more important office of Registrar of the County of *Montreal*, which he now holds, but the Reports of the Commissioners appointed to examine the Registry Offices, establish, that both Offices have been sources of labour and expense rather than of profit.

From the circumstances herein before detailed, the Legislative Assembly feel that the case of Mr. *Ryland* is one of great hardship,—that his claims, the justice of which have been officially recognized by the late Governor General Lord *Metcalfe*, ought not to be overlooked, and that he has a right to expect that the Contract between the Governor General and him, of which he has performed his part, should be carried out by the Imperial Government according to its terms, or as that may now be impossible, that he should be fully compensated for the non-fulfilment thereof.

We therefore, in reviewing these circumstances, humbly beg permission to call Mr. *Ryland's* claims, as herein set forth, to your Majesty's Gracious Notice; and we humble pray that your Majesty will be pleased to take them into your most favorable consideration, and direct such measures to be adopted therein, as your Majesty in your wisdom may find them to deserve.

Ordered, That the said Report and Address be taken into consideration, by the whole House, to-morrow.

Ordered, That Mr. Solicitor General *Taschereau* have leave to bring in a Bill to authorize and enforce the attendance of Witnesses from any part of this Province, before the Courts of Superior Criminal Jurisdiction. Witnesses Attendance Bill.

Witnesses Attendance Bill.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Friday next.

Quebec and Montreal Police Bill.

Ordered, That Mr. Solicitor General *Taschereau* have leave to bring in a Bill to amend the Act amending certain provisions of the Ordinance for establishing an efficient system of Police in the Cities of *Quebec* and *Montreal*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Friday next.

Desjardins Canal Loan Bill.

Ordered, That the Honourable Mr. *Robinson* have leave to bring in a Bill to authorize the *Desjardins* Canal Company to borrow a sum of money to complete the *Desjardins* Canal.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Printed.

Ordered, That the Petition of *Peter Perry* and others, inhabitants of *Whitby* and other Townships; and the Petition of *William Caldwell* and others, of the Township of *Reach*, in the *Home* District, be printed for the use of the Members of this House.

Members added to a Committee.

Ordered, That Mr. *Ermatinger*, Mr. *Hall*, and Mr. *Price*, be added to the Select Committee on Railroads.

Orleans and Montmorency Division.

Mr. *Drummond*, from the Committee of the whole House to consider the expediency of amending the Act 8th *Victoria*, chapter 28. intituled, "An Act to "detach the Island of *Orleans* from the County of "*Montmorency*, for the purpose of the Registration "of Titles, and to establish a Register Office in the "said Island," reported, according to Order, the Resolution of the said Committee, which Resolution was again read at the Clerk's table, and agreed to by the House, and is as followeth:—

Resolved, That it is expedient to amend the Act passed in the 8th year of Her Majesty's Reign, intituled, "An Act to detach the Island of "*Orleans* from the County of *Montmorency*, for "the purposes of Registration of Titles, and to "establish a Registry Office in the said Island."

Bill.

Ordered, That Mr. *Cauchon* have leave to bring in a bill to amend the Act to detach the Island of *Orleans* from the County of *Montmorency*, for the purposes of Registration.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Friday next.

Attainder Bill.

Mr. *Roblin*, from the Committee of the whole House, on the Bill to restore the Rights of certain persons attainted for High Treason, reported, according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill, as amended, be Engrossed.

Public Lands Bill.

The Order of the Day for the second reading of the Bill to extend the provisions of the 13th section of an Act of the Province of *Canada*, intituled, "An Act for the disposal of Public Lands," and to amend the said Act in other respects, and further to provide for the final settlement of Land claims, being read;

Ordered, That the said Bill be read a second time on this day fortnight.

Message from Legislative Council.

A Message from the Legislative Council, by *John Fennings Taylor*, Esquire, one of the Masters in Chancery.

MR. SPEAKER,

The Legislative Council have passed the following Bills without any amendment:—

Wild Fowl Protection Bill.

"An Act for the better preservation of certain "Wild Fowl in the County of *L'Islet*."

St. Lawrence and Atlantic Railroad Bill.

"An Act to amend the Act incorporating the *St.* "*Lawrence* and *Atlantic* Railroad Company."

Customs Duties Bill.

"An Act to alter and amend the Laws imposing "Provincial Duties of Customs."

Also,

LEGISLATIVE COUNCIL,
Wednesday, 6th May, 1846.

Brockville Town Lot Bill.

Ordered, That one of the Masters in Chancery do go down to the Legislative Assembly, and communicate to that House the Documents, Evidence, or Proofs, upon which is founded the Bill, intituled, "An Act to authorize the Devisees and Trustees "of the Will of the late Honourable *Charles Jones* "to convey a Town Lot therein mentioned to the "President and Board of Police of *Brockville*, for "the uses and purposes therein mentioned," as requested by their Message of the 27th April last, and to desire that the same may be returned to this House.

And also,

LEGISLATIVE COUNCIL,
Wednesday, 6th May, 1846.

Vanzandt's Relief Bill.

Ordered, That one of the Masters in Chancery do go down to the Legislative Assembly, and communicate to that House the Documents, Evidence, or Proofs, upon which is founded the Bill, intituled, "An Act for the relief of *Juliet Vanzandt*, wife of "*Jacob L. Vanzandt*, who claims, as sister of the "half blood of *Richard Duncan*, late of *Williamsburg*, "in the Eastern District of this Province," as requested by their Message of the 22nd April last, and to desire that the same may be returned to this House.

And then he withdrew.

Burns' Relief Bill.

The Order of the Day for the second reading of the Bill for the relief of *Robert Easton Burns*, Judge of the *Home* District Court, being read;

Ordered, That the said Bill be read a second time on this day fortnight.

Vanzandt's Relief Bill.

The Order of the Day, for the second reading of the Engrossed Bill from the Legislative Council, intituled, "An Act for the relief of *Juliet Vanzandt*, "wife of *Jacob L. Vanzandt*, who claims, as sister "of the half blood of *Richard Duncan*, late of *Wil-* "*liamsburg*, in the Eastern District of this Province," being read;

Ordered, That the said Bill be read a second time on this day fortnight.

Toronto Hospital Bill.

The Order of the Day for the second reading of the Bill to incorporate the Trustees of the *Toronto* Hospital, being read;

Ordered, That the said Bill be read a second time, on this day week.

Montreal Roads.

The Order of the Day for the House in Committee, on the First Report of the Select Committee to which was referred the Petition of *E. Guy*, Esquire, and others, residing on the Lower *Lachine* road, and other references, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Cummings* took the Chair of the Committee, and after some time spent therein,

Montreal Roads.

Mr. Speaker resumed the Chair;

And Mr. *Cummings* reported that the Committee had come to several Resolutions, which he was directed to submit to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morow.

Railways Bill.

The Order of the Day for the second reading of the Bill to Consolidate in one Act certain provisions usually inserted in Acts authorising the making of Railways, being read;

Ordered, That the said Bill be read a second time on this day fortnight.

Commissioners Evidence Bill.

The Order of the Day for the second reading of the Bill to empower Commissioners for enquiring into matters connected with the Public Business, to take evidence on oath, being read;

Ordered, That the said Bill be read a second time on Friday next.

Montreal Gas Company Bill.

The Order of the Day for the second reading of the Bill to incorporate "the *Montreal* Consumers' "Gas Company," being read;

The Honourable Mr. *Moffatt* moved, seconded by the Honourable Mr. *Robinson*, That the said Bill be now read a second time.

The Order for hearing Counsel at the Bar of the House against the said Bill, being then read;

F. Godshall Johnson, Esquire, Advocate, appeared at the Bar as Counsel, and addressed the House.

The Counsel then withdrew.

The question being then put on the motion for the second reading of the Bill, it was agreed to by the House;

And the said Bill was accordingly read, and referred to the Standing Committee on Private Bills.

Quebec Incorporation Ordinances Amendment Bill.

The Order of the Day for the second reading of the Bill further to amend the Ordinances Incorporating the City of *Quebec*, and for other purposes, being read;

The said Bill was accordingly read and committed to a Committee of the whole House.

Mr. *Jobin* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Jobin* reported that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Huntingdon Plank Road Bill.

The Order of the Day for the House in Committee on the Bill to Incorporate "the *Huntingdon* Plank Road Company," being read;

The House accordingly resolved itself into the said Committee.

Mr. *Price* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Price* reported that the Committee had gone through the Bill and had made several amendments thereto, which he was directed to report to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

School Sites Bill, (U. C.)

The Order of the Day for the third reading of the Engrossed Bill from the Legislative Council, intituled, "An Act to provide for vesting in Trustees the "Sites of Schools in that part of this Province called "*Upper Canada*," being read;

On motion of the Honourable Mr. Attorney General *Draper*, seconded by the Honourable Mr. *Cayley*,

Ordered, That the said Bill be amended by adding the following Proviso to the first clause: School Sites Bill, (U. C.)

"Provided also, that nothing in this Act contained "shall be construed to extend to Common Schools." Proviso.

Ordered, That the said Amendment be engrossed.

Return to Address.

The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, laid before the House, by command of His Excellency the Governor General,

Law Costs on certain Lands.

Return to an Address of the Legislative Assembly to His Excellency, the Governor General, dated the 28th of April, 1846, praying that He will be graciously pleased to direct the proper Officer to lay before the House, "a Statement of the Law Costs due on certain Lands seized by the Sheriff; the said Lands belonging to individuals who were transported for taking part in the late Rebellion."

(*For the said Return see Appendix B. B.*)

Ferries Bill, (U. C.)

The Order of the Day for the second reading of the Bill to explain and amend a certain Act therein mentioned, and to make further provisions concerning Ferries in *Upper Canada*, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House.

Mr. *Chauveau* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Chauveau* reported that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Hamilton Incorporation Bill.

The Order of the Day for the second reading of the Bill, to alter and amend the Act incorporating the Town of *Hamilton*, and to erect the same into a City, being read;

The said Bill was accordingly read, and referred to a Select Committee, composed of Mr. *Smith* of *Wentworth*, Mr. *Chalmers*, Mr. *Powell*, Mr. *Cummings*, and Mr. *Macdonald* of *Kingston*, to report thereon with all convenient speed; with power to send for persons, papers, and records.

Registry Laws Bill, (U. C.)

The Order of the Day for the House in Committee on the Bill to consolidate and amend the Registry Laws of *Upper Canada*, being read;

The House accordingly resolved itself into the said Committee:

Mr. *Taché* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Taché* reported that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, That the said Committee have leave to sit again to-morrow, and that it be then the first Order of the Day.

Notarial Titles Bill, (L. C.)

The Order of the Day for the House in Committee on the Bill to remove all doubts as to the validity of certain Deeds, Instruments, and Documents, executed before Notaries in *Lower Canada*, and to secure the Rights, Titles, and Interests of all persons concerned therein, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Hall* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Hall* reported that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, That the said Committee have leave to sit again to-morrow.

Fish Protection Bill, (U. C.)

The Order of the Day for the House in Committee on the Bill to prevent persons fishing with nets on the shores of Lakes in *Upper Canada*, from the tenth of June to the first of September in each year, being read;

The Honourable Mr. *Robinson* moved, seconded by Mr. *Williams*, that the said Order of the Day be postponed until this day three months.

The Question having been put upon the said motion, a division ensued, and it passed in the negative.

The House then resolved itself into the said Committee.

Mr. *Scott* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Scott* reported back the Bill to the House.

Resolved, That the said Bill be referred to a Select Committee, composed of Mr. *Dickson*, the Honourable Mr. *Cayley*, Mr. *Boulton*, Mr. *Petrie*, and the Honourable Mr. *Robinson*, to report thereon with all convenient speed; with power to send for persons, papers, and records.

Montreal Sisters of Charity Bill.

The Order of the Day for the second reading of the Bill to authorize the Community of the Sisters of Charity of the General Hospital, *Montreal*, (Grey Nuns,) to sell or alienate their property, situated on *Pointe à Callière*, in the City of *Montreal*, and to invest the capital price or prices thereof in other Real and Immoveable Property, being read;

The said Bill was accordingly read, and referred to the Standing Committee on Private Bills.

Barton Concession Bill.

The Order of the Day for the House in Committee on the Bill to convey a part of the Concession Line between the third and fourth Concessions of the Township of *Barton*, in the *Gore* District, to *Robert Jarvis Hamilton*, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Laurin* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Laurin* reported that the Committee had gone through the Bill without making any amendment thereto, and the Report was again read at the Clerk's table.

Ordered, That the said Bill be Engrossed.

Wolfe Island Railroad Bill.

The Order of the Day for the House in Committee on the Bill to incorporate "the *Wolfe Island, Kingston* and *Toronto* Railroad Company," being read;

The House accordingly resolved itself into the said Committee.

Mr. *Monro* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Monro* reported that the Committee had gone through the Bill, without making any amendment thereto, and the Report was again read at the Clerk's table.

Ordered, That the said Bill be Engrossed.

Peterboro' Railroad Bill.

The Order of the Day for the House in Committee, on the Bill to incorporate "the *Peterborough* and "*Port Hope* Railway Company," being read;

The House accordingly resolved itself into the said Committee.

Mr. *Macdonald* of *Kingston* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Macdonald* of *Kingston* reported that the Committee had gone through the Bill without making any amendment thereto, and the Report was again read at the Clerk's table.

Ordered, That the said Bill be Engrossed.

Municipal Bill, (L. C.)

The Order of the Day for the second reading of the Bill to repeal the Acts therein mentioned, and to amend the Law for the establishment of Local and Municipal Authorities in *Lower Canada*, being read;

Ordered, That the said Bill be read a second time on Friday next.

Common School Bill, (L. C.)

The Order of the Day for the second reading of the Bill to repeal certain enactments therein mentioned, and to make better provision for Elementary Instruction in *Lower Canada*, being read;

Ordered, That the said Bill be read a second time to-morrow, and that it be then the second Order of the Day.

Queen's College Estates Bill.

The Order of the Day for the third reading of the Engrossed Bill from the Legislative Council, intituled, "An Act to transfer to Queen's College at "*Kingston*, certain Estates, Rights and Liabilities of "the Univertity at *Kingston*," being read.

The said Bill was read accordingly.

Resolved, That the Bill do pass.

Ordered, That Mr. *Macdonald* of *Kingston* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath passed the same without any amendment.

Orders Postponed.

Ordered, That the remaining Orders of the Day be postponed until to-morrow;

Then, on motion of Mr. *Hall*, seconded by the Honourable Mr. *Robinson*,

The House adjourned.

Jovis, 7° die Maii.

Anno Nono Victoriæ Reginæ, 1846.

Petitions laid on the table.

THE following Petitions were severally brought up and laid on the table:—

By Mr. *Chauveau*,—The Petition of Mrs. *Louise Hélène Ritchie*, widow of the late *Joseph Déroche*, of the Parish of *Beauport*, in the District of *Quebec*.

By Mr *Powell*,—The Petition of *Robert Walker*, and others, of the Township of *Woodhouse*, in the District of *Talbot*.

By Mr. *Duggan*,—The Petition of *Robert Defries*.

By the Honourable Mr. *Aylwin*,—The Petition of *George O'Kill Stuart*, Esquire, and others, of the City of *Quebec* and its vicinity, (relating to a Railway between *Quebec* and *Halifax*.)

By the Honourable Mr. *Robinson*,—The Petition of *William Rees*, late Medical Superintendent of the Provincial Lunatic Asylum at *Toronto*.

By Mr. *Macdonald* of *Cornwall*,—The Petition of *Thomas Farley*, and others, of *Caister*, *Gainsborough*, and *Grimsby*.

By Mr. *Meyers*,—The Petition of *Robert D. Rogers* and others, of that part of the Township of *Otonabee*, in the District of *Colborne*, adjoining the Town of *Peterborough*.

By the Honourable Mr. Solicitor General *Sherwood*,—The Petition of His Grace the Archbishop of *Quebec*, the Right Reverend the Catholic Bishop of *Montreal*, and other Catholic Bishops, the Coadjutors of the Dioceses of *Quebec* and *Montreal*.

Wolfe Island Railroad Bill.

An Engrossed Bill, to incorporate "the *Wolfe "Island, Kingston*, and *Toronto* Railroad Company," was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Macdonald* of *Kingston*, do carry the said Bill to the Legislative Council, and desire their concurrence.

Barton Concession Bill.

An Engrossed Bill, to convey a part of the Concession Line between the third and fourth Concessions of the Township of *Barton*, in the *Gore* District, to *Robert Jarvis Hamilton*, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Smith* of *Wentworth*, do carry the said Bill to the Legislative Council, and desire their concurrence.

Attainder Bill.

An Engrossed Bill, to restore the Rights of certain persons attainted for High Treason, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That the Honourable Mr. Attorney General *Draper* do carry the said Bill to the Legislative Council, and desire their concurrence.

School Sites Bill.

On motion of the Honourable Mr. Solicitor General *Sherwood*, seconded by Mr. *Duggan*,

Ordered, That the Engrossed Bill, from the Legislative Council, intituled, "An Act to provide "for vesting in Trustees the sites of Schools, "in that part of this Province called *Upper* "*Canada*," as amended, be now read for the third time.

The said Bill was read accordingly.

Resolved, That the Bill, as amended, do pass.

Ordered, That the Honourable Mr. Solicitor General *Sherwood* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath passed the same with an amendment, to which they desire their concurrence.

Leave of Absence.

Ordered, That the Honourable Mr. Solicitor General *Sherwood* have leave to absent himself from this House for ten days, from Friday next.

Petitions read.

Pursuant to the Order of the Day, the following Petitions were read:—

Of *J. M'Callum*, Esquire, and others, of the County of *Huntingdon*; praying that the Registry Office of the said County may be removed to the Village of *Napierville*.

Of *Henry Jones* and others, of the Town of *Brockville*; praying that the Bill for the Assessment of Property in *Brockville*, may not be passed into a Law.

Of *A. W. Hyndman* and others, of *Melbourne*, and its vicinity; praying that no alteration be made in the present disposition of the Clergy Reserves; and that King's College, and *M'Gill* College, may be placed on such a basis as that all classes may enjoy the benefits thereof.

Of *Pierre Vézina*, Esquire, and others, of the District of *Three Rivers*; praying that piers may be erected in the River opposite the said Town, so as to facilitate the formation of an "Ice Bridge."

Petitions referred:—

A. Mousseau, Esq. et al.

Ordered, That the Petition of *Alexis Mousseau*, Esquire, and others, be referred to the Select Committee to which was referred the Bill for the better regulation of the Militia of this Province.

Rev. A. Parant, et al.

Ordered, That the Petition of the Reverend *Antoine Parant*, Superior of the Seminary of *Quebec*, and others, inhabitants of "*La Côte de Beaupré*," in the County of *Montmorency*, be referred to the Select Committee to which was referred the Petition of *Jean Baptiste Pagé* and others, inhabitants of the Parish of *L'Ancienne Lorette*, and other references.

On motion of the Honourable Mr. *Baldwin*, seconded by Mr. *Price*,

Petition of J. Durand read.

Resolved, That the Petition of *James Durand*, Esquire, presented to the House yesterday, be now read, and that the Rule of this House of the twenty-eighth of June, 1841, be suspended as to the present Petition.

The said Petition was read accordingly.

"Toronto "Medico Chi- "rurgical "Society."

The Honourable Mr. Solicitor General *Sherwood*, from the Select Committee to which was referred the Petition of *John King*, Esquire, M. D., and *George R. Grasett*, Esquire, L. M., on behalf of the "Toronto Medico Chirurgical Society," presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Report.

Your Committee have taken the subject matter of the said Petition into their consideration, and they beg leave to recommend a Bill affording the protection asked for by the Petitioners.

Bill.

Ordered, That the Honourable Mr. Solicitor General *Sherwood* have leave to bring in a Bill to incorporate a College of Physicians and Surgeons in *Upper Canada*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Wednesday, the twentieth instant.

Joseph Simpson.

Mr. *Cauchon*, from the Select Committee to which was referred the Return to an Address of the fourteenth of April last, for copies of correspondence on the subject of a complaint made by *Joseph Simpson*, that the Trinity House of *Quebec* refused to give him a certificate of qualification as a Pilot; presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Report.

Your Committee, after having attentively examined the Petition of *Joseph Simpson*, a Pilot's Apprentice, and examined witnesses in support of the said Petition, particularly *E. B. Lindsay*, Esquire, Treasurer and Registrar of the *Quebec* Trinity House, humbly represent:—

That the complaints of the said *Joseph Simpson* are well founded, in fact and in justice; that a number of persons are similarly situated; and that it is only just that the Provincial Legislature should provide that the said persons be placed in the circumstances they were in on entering into apprenticeship.

Your Committee, after mature deliberation, have determined to suggest to your Honourable House, that the best plan to adopt, is to pass a Law to empower the *Quebec* Trinity House to admit the class of persons above mentioned, subject to the conditions established by the Bye-Law of 1836.

Bill.

Ordered, That Mr. *Cauchon* have leave to bring in a Bill to authorize the *Quebec* Trinity House to license as Pilots a certain class of persons therein mentioned.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Agricultural Societies Bill, (L. C.)

Mr. *Scott*, from the Select Committee to which was referred the Bill to allow the formation of more than one Agricultural Society in a County in *Lower Canada*, and for the relief of the Society for the County of *Montreal*; reported that the Committee had gone through the Bill, and had made an amendment thereto, which amendment was again read at the Clerk's table.

Resolved, That this House do now resolve itself into a Committee of the whole House, on the said Bill and Report.

Agricultural Society Bill, (L. C.)

The House accordingly resolved itself into the said Committee.

Mr. *Powell* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Powell* reported that the Committee had gone through the Bill without making any amendment thereto, and the Report was again read at the Clerk's table.

Ordered, That the said Bill be Engrossed.

Charles Hill.

Mr. *Thompson*, from the Select Committee to which was referred the Petition of *Charles Hill*, of the Township of *Bertie*, in the District of *Niagara*, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Report.

Your Committee have taken the purport of the said Petition, as well as the action of the Honourable the Executive Council on a recent application from the Petitioner (Charles Hill) to them—into their consideration; whereby it appears that the Petitioner held under a Patent of an early date, Lot No. 9 in the 6th Concession of *Rainham*—200 acres. That upon a recent survey of the Indian Lands subsequently formed into the Township of *Cayuga*, fifty six acres were taken from Mr. *Hill's* Lot, and added to the latter Township.

That upon his application to the Executive Council for indemnification, a Minute of the said Council, dated 18th and 19th November, 1845, is in the folfowing words: "The 28th clause of the Land Act "leaves the Committee no discretion in the matter. "They therefore cannot recommend the prayer of "your Petitioner."

Your Committee are clearly of opinion that the justice of the claim of the Petitioner calls for redress, and they therefore beg strongly to recommend the repeal of the 28th clause of the Land Act, 8 *Vic.* cap. 26.

Your Committee further recommend that the Provincial Government would reconsider the equity of the Petitioner's claim.

Private Bills.

Mr. *Hale* from the Standing Committee on Private Bills, presented to the House the Fourteenth Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

"*La Banque "des Marchands*" Bill.

Your Committee have examined the Bill to incorporate "*La Banque des Marchands*," and have agreed to recommend the same without amendment.

St. Patrick's Society Bill.

They have also examined the Bill to incorporate the *St. Patrick's* Society of *Montreal*, and to enable the said Society more efficiently to manage the affairs thereof, and have agreed to certain amendments to the said Bill, which they submit to your Honourable House; they would, however, at the same time respectfully call the attention of your Honourable House to the remarks made by your Committee in their Eighth Report, in relation to the incorporation of companies of this nature.

Cobourg Manufacturing Company Bill.

Your Committee have also considered the Bill to incorporate the *Cobourg* Manufacturing Company, and have agreed to the same without amendment, but would at the same time refer your Honourable House to their remarks (in the Seventh Report) when reporting upon the Petition upon which this Bill was founded, in relation to the limited liability of shareholders.

On motion of Mr. *Meyers*, seconded by the Honourable Mr. *Robinson*.

Resolved, That this House do now resolve itself into a Committee of the whole House, on the Bill to incorporate the *Cobourg* Manufacturing Company, as reported by the Standing Committee on Private Bills.

Cobourg Manufacturing Company Bill.

The House accordingly resolved itself into the said Committee.

Mr. *Smith* of *Wentworth*, took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Smith* of *Wentworth* reported that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, That the said Committee have leave to sit again to-morrow.

"*La Banque "des Marchands*" Bill.

On motion of Mr. *Leslie*, seconded by the Honourable Mr. *LaFontaine*,

Ordered, That the Bill to incorporate "*La Banque "des Marchands*," be committed to a Committee of the whole House on Monday next.

Railroad Bills.

The Honourable Mr. *Robinson*, from the Select Committee on Railroad Bills, presented to the House the Fifth Report of the said Committee, which was again read at the Clerk's table, and is as followeth:

Your Committee have had under their consideration the Bill referred to them, to alter and amend the Charter of the Great Western Railroad Company, and have made several amendments thereto, which they submit to your Honourable House.

Great Western Railroad Bill.

On motion of Mr. *Smith* of *Wentworth*, seconded by Mr. *Roblin*,

Resolved, That this House do now resolve itself into a Committee of the whole House, on the Bill to alter and amend the Charter of the Great Western Railroad Company, as reported by the Select Committee on Railroads.

The House accordingly resolved itself into the said Committee.

Mr. *Smith* of *Frontenac*, took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Smith* of *Frontenac*, reported that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, That the said Committee have leave to sit again to-morrow.

Message from Legislative Council.

A Message from the Legislative Council, by *John Fennings Taylor*, Esquire, one of the Masters in Chancery:—

MR. SPEAKER,

The Legislative Council have passed the following Bills without any amendment.

Witnesses Attendance Bill.

"An Act to enforce the attendance of Witnesses "before Magistrates in *Lower Canada*, in certain "cases."

Forgery Bill.

"An Act to amend the Law in cases of Forgery."

And also,

The Legislative Council have passed the following Bills, with several amendments, to which they desire the concurrence of the Assembly.

Trafalgar Road Bill.

"An Act to incorporate certain persons, as the "*Trafalgar*, *Esquesing*, and *Erin* Road Company."

Building Societies Bill, (U. C.)

"An Act to encourage the establishment of cer- "tain Societies, commonly called Building Societies, "in that part of the Province of *Canada*, formerly "constituting *Upper Canada*."

And then he withdrew.

Printed.

Ordered, That one hundred and fifty copies of the Petition of *Osgood Peasley* and others, of the Township of *Bolton*, be printed for the use of the Members of this House.

Member added to a Committee.

Ordered, That Mr. *Thompson* be added to the Select Committee to which was referred the Bill to alter and amend the Act incorporating the Town of *Hamilton*, and to erect the same into a City.

On motion of Mr. *Boulton*, seconded by the Honourable Mr. Solicitor General *Sherwood*,

Building Societies Bill, (U. C.)

Ordered, That the amendment made by the Legislative Council, to the Bill intituled, "An "Act to encourage the establishment of certain "Societies, commonly called Building Societies, "in that part of the Province of *Canada*, for- "merly constituting *Upper Canada*," be now taken into consideration.

The House proceeded accordingly to take the said amendment into consideration.

And the said amendment was read, and is as followeth:—

Press 6, line 13,—Leave out all the words from "and" to "officer," both inclusive, in line 22.

And the said amendment being again read, it was agreed to by the House.

Ordered, That Mr. *Boulton* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendment.

On motion of the Honourable Mr. *Cayley*, seconded by the Honourable Mr. Attorney General *Smith*,

Duty on Spirituous Liquors.

Resolved, That this House will, on Tuesday next, resolve itself into a Committee of the whole House, to take into consideration the propriety of repealing certain Acts, and to impose a Duty on persons selling Spirituous Liquors and keeping Houses of Entertainment, and to provide for the collection of the said Duty.

Vacancies in Corporations Bill, (L. C.)

Ordered, That Mr. *Drummond* have leave to bring in a Bill to define and extend the powers of the Court of Queen's Bench, in *Lower Canada*, relative to Usurpations and Vacancies occurring in Corporations, and for other purposes therein mentioned.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next.

On motion of Mr. *Cummings*, seconded by Mr. *Powell*,

R. Randall's Case.

Resolved, That this House do now resolve itself into a Committee of the whole House, upon the Report of the Select Committe to which was referred the Petition of *J. H. Culp*, of the Township of *Stamford*, in the District of *Niagara*.

The House accordingly resolved itself into the said Committee.

Mr. *Lantier* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Lantier* reported that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, That the said Committee have leave to sit again on Monday next.

Printed.

Ordered, That one hundred and fifty copies of the Report of the Select Committee to which was referred the Petition of *J. H. Culp*, of the Township of *Stamford*, in the District of *Niagara*, be printed for the use of the Members of this House.

Private Bills.

Mr. *Hale* moved, seconded by the Honourable Mr. Solicitor General *Sherwood*, that the Select and Standing Committees be authorized to proceed to the consideration of any such Private Bills as shall now be referred to them and not reported upon; any Rule of this House which requires that such Bills be previously posted during eight days in the Lobby of this House, to the contrary notwithstanding.

The Question having been put upon the said motion, a division ensued, and it passed in the negative.

On motion of Mr. *Chalmers*, seconded by Mr. *Cummings*,

Trafalgar Road Bill.

Ordered, That the amendments made by the Legislative Council, to the Bill intituled, "An Act "to incorporate certain persons as the *Trafalgar*, "*Esquesing*, and *Erin* Road Company," be now taken into consideration.

The House proceeded accordingly to take the said amendments into consideration.

And the said amendments were read, and are as followeth:—

Press 3, line 20.—After "part," insert, "or if "such owner or occupier shall "be a minor."

" " " " After "in," insert "any."

" " " 21.—Leave out "of *Gore*," and insert, "in which the land is "situate."

" " " 31.—After "place," insert, "which "notice shall be in writing, "and served on each party "respectively."

Press 8, line 23.—After "*Gore*," insert, "and in "any Newspaper or News- "papers that may be pub- "lished in the said District "of *Wellington*."

Press 11, line 22.—After "District," insert, "and "in any Newspaper or News- "papers published in the *Wel- "lington* District."

And the said amendments being again read, they were agreed to by the House.

Ordered, That Mr. *Chalmers* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendments.

Message from Governor General.

The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, delivered to Mr. Speaker a Message from His Excellency the Governor General, signed by His Excellency.

And the said Message was read by Mr. Speaker, all the Members of the House being uncovered, and is as followeth:—

CATHCART.

Quebec Fires.

The Governor General recommends to the Legislative Assembly, that measures should be adopted to authorize the issue of Debentures on the credit of the Province, to an extent not exceeding one hundred thousand pounds, at a rate of interest not exceeding five per cent. per annum, to be employed in assisting by loan those persons, who having had their houses and buildings destroyed by the late fires in the City of *Quebec*, are desirous of rebuilding.

The loan to the sufferers to be at a rate of interest not exceeding £3 per cent., and to be secured on the Real Estate of the parties receiving the same, and when necessary, further security to be given.

GOVERNMENT HOUSE,
7th May, 1846.

Returns to Addresses.

The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, laid before the House, by command of His Excellency the Governor General,

Collectors of Tolls, Welland Canal.

Return to an Address from the Legislative Assembly to His Excellency, the Administrator of the Government, dated the 22nd ultimo, praying that His Excellency would be pleased to cause to be laid before them "a Statement of the Names of all Collectors of Tolls on the *Welland* Canal, and Cut, at the mouth of the *Chippawa* River, the amount of their Salaries during the past year, together with the amount of Tolls collected by them respectively during that period."

Collectors of Tolls, Welland Canal.

STATEMENT of the Names of all Collectors of Tolls on the Welland Canal, and Cut, at the Mouth of the *Chippawa* River, the Amount of their Salaries during the past year (1845), together with the Amount of Tolls collected by them respectively during that period, prepared in obedience to a Resolution of the Honourable the Legislative Assembly of the 22nd April, 1846:—

Names of Collectors.		Amount of Salary per Annum.	Amount collected by each respectively.	Remarks.
		£ s. d.	£ s. d.	
John Clark	Port Dalhousie	150 0 0	3376 13 2	
George Prescott ...	Saint Catherines ...	... ...	1081 2 10	Pay-Master on the Works of the Welland Canal; no allowance as Collector.
Duncan MacFarlan ...	Port Robinson ...	£3 15s. 0d. per month during the season of navigation ...	664 0 9	
Thomas Parke	Port Colborne	200 0 0	... ...	Appointed 1st July, 1845, £100 paid for last year; the Work here is closed at present, in consequence of the repairs now going on.
William Benson ...	Port Maitland and Broad Creek	150 0 0	12561 1 4½	Appointed in the place of Thomas C. Mewburn, in August, 1845, who received £37 10s., and £50 paid Benson, being at the rate of £150 per annum.
Andrew Thompson (in place of Sheehan) ...	Dunnville ...	5s. per day, throughout the year.	1820 8 0½	
James Cummings ...	Chippawa Cut	191 12 1¾	383 4 3½	50 per cent. on amount collected. Salary now established at £75 per annum.
			£19886 10 5½	

Inspector General's Office,
Customs Department, May, 1846.

J. W. DUNSCOMB,
Commissioner of Customs.

And also,

Bytown Crown Timber Office.

Return to an Address from the Legislative Assembly to His Excellency, the Administrator of the Government, dated the 31st March last, praying that His Excellency would cause to be laid before them "A Statement in detail of the transactions in the Crown Timber Office in *Bytown*, for the year 1845, exhibiting the number of Rafts passed, owner's name, the amount of Duty upon each Raft, the gross amount of Revenue for the year, the names of the Agent, Clerk, and Servants, and the salary to each, and any other expenses connected with the office; also, the amount paid by Government for Surveys, and the amount paid by each individual lumberman for such services; the number of timber limits, occupied or granted, the locality, the name of the party to whom granted, and the amount of deposit on each,—together with the whole of the subject matter of the Commission of Enquiry appointed to investigate the affairs of the Crown Timber Office in *Bytown*, and the expense in detail of such Commission."

(*For the said Return see Appendix C. C.*)

On motion of Mr. *Sherwood* of *Brockville*, seconded by Mr. *Smith* of *Frontenac*,

Brockville Assessment Bill.

Ordered, That the Bill to provide for an assessment of Real and Personal Property in the Town of *Brockville*, according to the annual value or rental thereof, and for other purposes, as reported by the Standing Committee on Private Bills, be committed to a Committee of the whole House, on Wednesday next.

Montreal Roads.

Mr. *Cummings*, from the Committee of the whole House on the First Report of the Select Committee, to which was referred the Petition of *E. Guy*, Esq. and others, residing on the Lower *Lachine* road, and other references, reported, according to Order, the Resolutions of the said Committee, which Resolutions were again read at the Clerk's table, and are as followeth:—

1. *Resolved*, As the opinion of this Committee, that it is expedient to authorize the Trustees of the *Montreal* Turnpike Roads to Macadamize the undermentioned roads, and to erect Toll Gates, and levy such tolls thereon, as may be necessary to maintain the same in repair, and to pay the interest, and ultimately redeem the principal of the sum to be expended in the construction of the same, viz.:

1st.—A Road from the Upper *Lachine* to the Lock at *St. Ann's*, along the shores of the River *St. Lawrence*.

2nd.—A Road from *L'Abord à Plouffe* to the Village of *Ste. Geneviève*, along the shore of *Rivière des Prairies*.

3rd.—A Road from the Pavilion on the Lower *Lachine* Road to the eastward of *Lachine* Church, along the shore of the *St. Lawrence* river.

4th.—That part of the Road in the Parish of *St. Laurent*, connecting the Turnpike Roads leading from the City of *Montreal* to *L'Abord à Plouffe*, and the *Sault-au-Récollet*.

2. *Resolved*, As the opinion of this Committee, that it is expedient to authorize the Trustees of the

Montreal Roads.

Montreal Turnpike Roads to borrow a further sum of twenty-seven thousand pounds, currency, at a rate of interest not exceeding six per cent per annum, for the purpose of carrying into effect the above improvement, the principal and interest of the said sum to be secured on the Tolls thereon.

Mr. *Jobin* moved, seconded by Mr. *DeWitt*, that the Question of Concurrence be now separately put upon each of the said Resolutions.

Mr. *Lantier* moved in amendment, seconded by Mr. *Berthelot*, that all the words after "That" in the said motion, be struck out, and the following substituted: "The said Resolutions be now recommitted to a Committee of the whole House, with "a view of considering the expediency of enabling "the Trustees of the *Montreal* Turnpike Roads to open "a direct road of communication from the *St. Ann's* "Locks to the City of *Montreal*, either by Macadamizing a road from *St. Ann's* to the Village of *Pointe* "*Claire* in as straight a line as convenient and possible; "and thence from *Pointe Claire* in a straight course to "the Macadamized road of *Côte St. Antoine*, as recommended by the Chairman of the Board of Works, in "his letter of the eighteenth April last, annexed to "the Appendix to the Report of the Select Committee on the Petition of *E. Guy* and others, or "by opening a road in a straight line from *St. Ann's* "to the *Côte St. Antoine*, through the interior of the "Island of *Montreal*, instead of following the course "recommended by the Resolutions adopted in the "Committee of the whole."

The Question having been put upon the motion of amendment, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs. *Berthelot, Boutillier, Cauchon, Chauveau, DeBleury, Ermatinger, Lantier, Macdonald* of Cornwall, *Macdonald* of Glengary, *Moffatt, Murney*, and *Robinson*.—(12.)

NAYS.

Messieurs *Armstrong, Aylwin, Baldwin, Bertrand, Cayley, Chabot, Christie, Colvile, Cummings, Desaunier, DeWitt, Drummond, Foster, Guillet, Jobin, LaFontaine, Laterrière, Laurin, Leslie, M'Connell, Méthot, Meyers, Papineau, Price, Roblin, Taché*, Solicitor General *Taschereau*, and *Viger*.—(28.)

So it passed in the negative.

The Question being then put on the main motion, it was agreed to by the House.

And the said Resolutions being again severally read, and the Question being separately put upon each, they were agreed to by the House, and

Resolved, Accordingly.

Bill.

Ordered, That Mr. *Jobin* have leave to bring in a Bill to amend and extend the provisions of the Laws relative to Turnpike Roads, in the neighbourhood of *Montreal*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Quebec Incorporation Laws Amendment Bill.

Mr. *Jobin*, from the Committee of the whole House, on the Bill further to amend the Ordinances incorporating the City of *Quebec*, and for other purposes, reported, according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table and agreed to by the House.

Ordered, That the said Bill, as amended, be Engrossed.

Huntingdon Plank Road Bill.

Mr. *Price*, from the Committee of the whole House, on the Bill to incorporate "the *Huntingdon* Plank Road Company," reported, according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House. Huntingdon Plank Road.

Ordered, That the said Bill, as amended, be Engrossed.

Mr. *Chauveau*, from the Committee of the whole House, on the Bill to explain and amend a certain Act therein mentioned, and to make further provisions concerning Ferries in *Upper Canada*, reported, according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House. Ferries Bill, (U. C.)

Ordered, That the said Bill, as amended, be Engrossed.

The Order of the Day for the House in Committee on the Bill to consolidate and amend the Registry Laws of *Upper Canada*, being read; Registry Laws Bill, (U. C.)

The House accordingly resolved itself into the said Committee.

Mr. *Taché* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Taché* reported that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

The Order of the Day for the second reading of the Bill to repeal certain enactments therein mentioned, and to make better provision for Elementary Instruction in *Lower Canada*, being read; Common School Bill, (L. C.)

The said Bill was accordingly read, and committed to a Committee of the whole House to-morrow.

The Honourable Mr. Attorney General *Draper*, one of Her Majesty's Executive Council, delivered to Mr. Speaker a Message from His Excellency the Governor General, signed by His Excellency. Message from Governor General.

And the said Message was read by Mr. Speaker, all the Members of the House being uncovered, and is as followeth:—

Cathcart.

The Governor General transmits, for the information of the Legislative Assembly, the Correspondence relating to King's College University, referred to in their Address of the 21st ultimo. King's College Correspondence.

The Governor General informs the Legislative Assembly, that he is not aware of any Charge or Charges having been preferred to the Chancellor of the University, against any of the members of the College Council by other parties, beyond that contained in the Documents transmitted herewith.

Government House,
7th May, 1846.

(*For the Documents accompanying the said Message, see Appendix, D.D.*)

The Honourable Mr. Attorney General *Draper* laid before the House, by command of His Excellency the Governor General, Memorial of Professor of Anatomy, King's College.

A Memorial of the Professor of Anatomy and Physiology in the University of King's College, and divers other Documents relating to the said University.

(*For the said Memorial and Documents, see Appendix, D.D.*)

The Order of the Day for the second reading of the Bill to incorporate "the *Montreal* and *Kingston* Railroad Company," being read; Montreal and Kingston Railroad Bill.

The said Bill was accordingly read, and referred to the Select Committee on Railroads.

Orders Postponed.

Ordered, That the remaining Orders of the Day be postponed until to-morrow.

Then, on motion of the Honourable Mr. *Viger*, seconded by the Honourable Mr. *Papineau*,
The House adjourned.

Veneris, 8° *die Maii.*

Anno Nono, Victoriæ Reginæ, 1846.

Petitions laid on the table.

THE following Petitions were severally brought up and laid on the table.

By Mr. *Taché*,—The Petition of *Jean Langevin*, of the City of *Montreal*, Esquire.

By Mr. *Méthot*,—The Petition of *F. B. Blanchard*, Esquire, and others, of the County of *Drummond*.

By Mr. *Chalmers*,—The Petition of the President and Board of Police of the Town of *Hamilton*.

By. Mr. *Johnston*,—The Petition of *James Johnston*, Esquire, and others, of the District of *Dalhousie*.

Huntingdon Plank Road Bill.

An Engrossed Bill to incorporate "the *Huntingdon* "Plank Road Company" was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Colvile* do carry the said Bill to the Legislative Council, and desire their concurrence.

Quebec Incorporation Ordinances Amendment Bill.

An Engrossed Bill further to amend the Ordinances incorporating the City of *Quebec*, and for other purposes, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Chauveau* do carry the said Bill to the Legislative Council, and desire their concurrence.

Ferries Bill, (U. C.)

An Engrossed Bill to explain and amend a certain Act therein mentioned, and to make further provision concerning Ferries in *Upper Canada*, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Cummings* do carry the said Bill to the Legislative Council, and desire their concurrence.

Agricultural Societies Bill, (L. C.)

An Engrossed Bill to allow the formation of more than one Agricultural Society in a County in *Lower Canada*, and for the relief of the Society of the County of *Montreal*, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Scott* do carry the said Bill to the Legislative Council, and desire their concurrence.

Peterboro Railroad Bill.

An Engrossed Bill to incorporate "the *Peterbo-* "*rough* and *Port Hope* Railway Company," was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Hall* do carry the said Bill to the Legislative Council, and desire their concurrence.

Petitions read.

Pursuant to the Order of the Day, the following Petitions were read:—

Of *Peter Church* and others, of *Brome*, in the County of *Shefford*; praying that the Clergy Reserve Lands may be sold, and their proceeds disposed of as the Legislature may think fit.

Of *J. J. Williams* and others, of *Farnham*, in the County of *Shefford*; praying that all denominations of Christians may have their just share in the management of King's College; and that all grants be withheld from *M'Gill* College until it be placed upon the same footing.

Petitions read.

Of the Reverend *John Bethune* and others, the Rector and Church Wardens of Christ's Church, in the City of *Montreal*; praying that a clause may be inserted in all Bills granting Railway privileges, to prevent travelling or transport of goods on Sundays.

Of *William Hillis* and others, of the District of *London*; praying for the removal of the person now filling the offices of Judge of the District Court, of the Division Courts, and Chairman of the Quarter Sessions of the said District.

Of the Council of the *Quebec* Board of Trade; praying that the 44th clause of the Bill relating to the *Montreal* Trinity House, which imposes a duty on Rafts of Lumber, may be expunged from the said Bill.

Of the Reverend *Thomas Destroismaisons*, and others, of *St. Germain* and *Ste. Luce de Rimouski*; praying that the prayer of the Petition to erect the Counties of *Rimouski* and *Kamouraska* into an Inferior District, having for its principal place, *Rivière du Loup*, be not granted.

Of *E. Desbarats*, Esquire, and others, Trustees of the *Quebec* Turnpike Roads, praying to be authorized to borrow the sum of £12,000 on the same conditions as hitherto, for the improvement of the said Roads.

Of *William Morris*, Esquire, and others, Members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*; praying that measures may be adopted for vesting in the Church Society of the Diocese of *Quebec* for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall correspond with their share of the income arising from the same.

Of *Joseph Hamel*, Esquire, and others, of the City of *Quebec*; praying that a Loan at three per cent. interest, be granted them, to enable them to rebuild their property destroyed by the late fires.

Petition of Rev. T. Destroismaisons, et al, referred.

Ordered, That the Petition of the Reverend *Thomas Destroismaisons* and others, of *St. Germain* and *Ste. Luce de Rimouski*, be referred to the Select Committee to which was referred the Petition of *J. B. A. Chamberland*, Esquire, and others, of the County of *Rimouski*.

Oxford Election.

Mr. *Chauveau*, Chairman of the Select Committee, appointed to try the merits of the Petition of the Honourable *Francis Hincks* of the City of *Montreal*, complaining of the undue Election and Return of *Robert Riddell*, Esquire, Sitting Member for the County of *Oxford*, reported to the House the following Resolution.

Resolved, That the Chairman do move the House to grant leave to this Committee to adjourn, until Monday the Eighteenth instant, at half past Eight o'clock, A. M., in consequence of the absence of Mr. *Sherwood* of *Brockville*, a member of the Committee.

On motion of Mr. *Chauveau*, seconded by the Honourable Mr. *Baldwin*,

Ordered, That said Committee have leave to adjourn, until Monday the Eighteenth instant, at half past Eight o'clock, A. M.

Cobourg Incorporation Bill.

Mr. *Meyers*, from the Select Committee to which was referred the Bill to alter and amend the Act of Incorporation of the Town of *Cobourg*, reported that the Committee had gone through the Bill and had made several amendments thereto, which amendments were again read at the Clerk's table.

Ordered, That the said Bill and Report be committed to a Committee of the whole House, on Monday next.

On motion of the Honourable Mr. *LaFontaine*, seconded by Mr. *Leslie*,

Address, Montreal New Court House.

Resolved, That an humble Address be presented to His Excellency, the Governor General, praying that His Excellency may be pleased to cause to be laid before this House, all Plans, Estimates, Reports and Tenders, (*Propositions*), either from the Board of Works or any other party, which may have been made, by order of the Government of this Province, or otherwise, and submitted to the said Government, relative to the construction of a new Court House in the City of *Montreal*, for the District of *Montreal*, at the place or places where such Court is to be erected, and to the probable cost of such building, according to the said Plans, Estimates, Reports, and Tenders, (*Propositions*); and also to cause to be laid before this House, copies of all Orders and Instructions which may have been given on the part of the said Government to the said Board of Works, or any other party, requiring them to make such Plans, Estimates, and Reports, and to make and receive such Tenders.

Ordered, That the said Address be presented to His Excellency, the Governor General, by such Members of this House as are of the Honourable the Executive Council of this Province.

Sellers by *Tirage au Sort* Bill, (L. C.)

Ordered, That Mr. *Drummond* have leave to bring in a Bill to fix the Rights of certain Buyers and Sellers by *Tirage au sort* in *Lower Canada*, and to quiet the Titles of such Buyers and Sellers.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time, on Tuesday next.

Leave of Absence.

Ordered, That Mr. *Macdonell* of *Stormont*, have leave to absent himself from this House, until Friday next.

Summoning of Jurors Bill, (L. C.)

Ordered, That the Honourable Mr. *Viger*, have leave to bring in a Bill to facilitate and regulate the summoning of Jurors in *Lower Canada*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time, on Tuesday next.

West Halton Election.

The Honourable Mr. *Baldwin* moved, seconded by Mr. *Price*, that the Clerk of the House be directed to tax the costs of *James Durand*, Esquire, the Petitioner, in the Controverted Election for the West Riding of the County of *Halton*, occasioned by the proceedings of the Commissioners for the examination of witnesses, ordered by this House in that case, and which by the decision of the Committee appointed to try the merits of that election, have proved nugatory, in consequence of the misconduct of the Commissioners appointed to take such evidence, and to pay the amount thereof among the other Contingencies of the House.

Mr. *Colvile* moved, in amendment, seconded by Mr. *Gowan*, that all the words after the word "evidence," in the said motion be struck out, and the following inserted, "and that the said amount be deducted from the Sessional allowance to Members."

The question having been put upon the motion of amendment, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Colvile, Foster, Gowan, Hale, Petrie*, and Solicitor General *Taschereau*.—(6.)

NAYS.

Messieurs *Armstrong, Baldwin, Berthelot, Bertrand, Boulton, Boutillier, Brooks, Cauchon, Cayley, Chabot, Christie, Desaunier, DeWitt*, Attorney General *Draper, Drummond, Ermatinger, Guillet, Jobin, Lacoste, LaFontaine, Lantier, Laterrière, Laurin, Leslie, Macdonald* of Glengary, *Macdonell* of Dundas, *Macdonell* of Stormont, *M'Connell, Méthot, Moffatt, Monro, Murney, Nelson, Powell, Price, Robinson, Roblin, Rousseau, Scott, Seymour, Smith* of Frontenac, Attorney General *Smith, Smith* of Wentworth, *Taché, Viger*, and *Williams*.—(46.)

West Halton Election.

So it passed in the negative.

Mr. *Monro* moved, in amendment to the main motion, seconded by Mr. *Williams*, that the following words be added thereto, "provided the amount do "not exceed one hundred and fifty pounds, and that "the Commissioners be allowed no part of the "amount."

The question having been put upon the said motion of amendment, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Boulton, Cayley, Colvile*, Attorney General *Draper, Ermatinger, Foster, Hale, Macdonald* of Cornwall, *Macdonell* of Dundas, *M'Connell, Moffatt, Monro, Murney, Petrie, Robinson, Scott, Seymour, Smith* of Frontenac, Attorney General *Smith*, Solicitor General *Taschereau, and Williams*.—(21.)

NAYS.

Messieurs *Armstrong, Baldwin, Berthelot, Bertrand, Boutillier, Brooks, Cauchon, Chabot, Christie, Desaunier, DeWitt, Drummond, Gowan, Guillet, Jobin, Lacoste, LaFontaine, Lantier, Laterrière, Laurin, Leslie, Macdonald* of Glengary, *Macdonell* of Stormont, *Méthot, Nelson, Powell, Price, Roblin, Rousseau, Smith* of Wentworth, *Taché*, and *Viger*.—(32.)

So it passed in the negative.

Mr. *M'Donald* of *Cornwall*, moved in amendment to the main motion, seconded by Mr. *Boulton*, that all the words after "that," in the said motion be struck out, and the following substituted: "the Pe- "titioner do give in to the Clerk of this House a de- "tailed statement of the expenses incurred, and "claimed by him, to be paid by this House."

The question having been put upon the said motion of amendment, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Boulton, Cayley, Colvile, DeBleury*, Attorney General *Draper, Foster, Gowan, Hale, Johnston, Macdonald* of Cornwall, *Macdonald* of Kingston, *M'Connell, Meyers, Moffatt, Monro, Murney, Petrie, Robinson, Scott, Seymour, Smith* of Frontenac, Attorney General *Smith*, Solicitor General *Taschereau*, and *Viger*.—(24.)

NAYS.

Messieurs *Armstrong, Baldwin, Berthelot, Bertrand, Boutillier, Brooks, Cauchon, Chabot, Chalmers, Christie, Desaunier, DeWitt, Drummond, Ermatinger, Guillet, Hall, Jobin, Lacoste, LaFontaine, Lantier, Laterrière, Laurin, Leslie, Macdonald* of Glengary, *Macdonell* of Dundas, *Macdonell* of Stormont, *Méthot, Nelson, Powell, Price, Roblin, Rousseau, Smith* of Wentworth, *Taché*, and *Williams*.—(35.)

So it passed in the negative.

Mr. *Hall* moved, in amendment to the main motion, seconded by Mr. *Meyers*, that the words "not exceeding two hundred pounds," be inserted after the word "thereof," in the said motion.

The question having been put upon the said motion of amendment, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Armstrong, Baldwin, Berthelot, Bertrand, Boutillier, Brooks, Cauchon, Cayley, Chabot,*

West Halton Election.

Chalmers, Christie, DeBleury, Desaunier, DeWitt, Attorney General *Draper, Drummond, Ermatinger, Foster, Guillet, Hale, Hall, Jobin, Johnston, Lacoste, LaFontaine, Lantier, Laterrière, Laurin, Leslie, Macdonald* of KINGSTON, *Macdonell* of DUNDAS, *Macdonell* of STORMONT, *Méthot, Meyers, Moffatt, Monro, Murney, Nelson, Powell, Petrie, Price, Roblin, Rousseau, Scott, Seymour, Smith* of FRONTENAC, Attorney General *Smith, Smith* of WENTWORTH, *Taché* and *Williams.*—(50.)

NAYS.

Messieurs *Boulton, Colvile, Gowan, Macdonald* of CORNWALL, *Macdonald* of GLENGARY, *M'Connell, Robinson,* and *Viger.*—(8.)

So it was carried in the affirmative.

The question being then put on the main motion, as amended, the House divided thereon, and the names being called for they were taken down as followeth:—

YEAS.

Messieurs *Armstrong, Baldwin, Berthelot, Bertrand, Boutillier, Brooks, Cauchon, Chabot, Chalmers, Christie, DeBleury, Desaunier, DeWitt, Drummond, Ermatinger, Guillet, Hall, Jobin, Lacoste, LaFontaine, Lantier, Laterrière, Laurin, Leslie, Macdonell* of DUNDAS, *Macdonell* of STORMONT, *Méthot, Monro, Murney, Nelson, Powell, Price, Roblin, Rousseau, Scott, Smith* of WENTWORTH, *Taché,* and *Williams.*—(38.)

NAYS.

Messieurs *Boulton, Cayley, Colvile,* Attorney General *Draper, Foster, Hale, Johnston, Macdonald* of CORNWALL, *Macdonald* of GLENGARY, *Macdonald* of KINGSTON, *M'Connell, Meyers, Moffatt, Petrie, Robinson, Seymour, Smith* of FRONTENAC, Attorney General *Smith,* Solicitor General *Taschereau,* and *Viger.*—(20.)

So it was carried in the affirmative, and

Ordered, That the Clerk of the House be directed to tax the Costs of *James Durand,* Esquire, the Petitioner in the Controverted Election for the West Riding of the County of *Halton,* occasioned by the proceedings of the Commissioners for the examination of Witnesses, ordered by this House in that case, and which, by the decision of the Committee appointed to try the merits of that Election, have proved nugatory, in consequence of the misconduct of the Commissioners appointed to take such evidence, and to pay the amount thereof, not exceeding two hundred pounds, among the other Contingencies of the House.

Message from Legislative Council.

A Message from the Legislative Council, by *John Fennings Taylor,* Esquire, one of the Masters in Chancery,

MR. SPEAKER,

The Legislative Council have passed the following Bills, with several amendments, to which they desire the concurrence of the Assembly.

Magdalen Islands Bill.

"An Act relating to the *Magdalen* Islands, in "the Gulf *St. Lawrence,* and to enable the inha- "bitants, householders therein, to establish a Mu- "nicipal Council in the said Islands; and to extend "the like advantages to certain localities in the "County of *Saguenay,* and to those parts of the "Counties of *Rimouski* and *Kamouraska,* known as "the *Madawaska* Teritory."

Albion Road Company Bill.

"An Act to incorporate certain persons under the "name of the *Albion* Road Company."

And also,

School Sites Bill, (U. C.)

The Legislative Council have agreed to the amendment made by the Legislative Assembly to the Bill, intituled, "An Act to provide for vesting "in Trustees, the Sites of Schools, in that part of "this Province called *Upper Canada,*" without any amendment.

And then he withdrew.

King's College Bill.

Ordered, That the Honourable Mr. Attorney General *Draper* have leave to bring in a Bill to repeal a certain Act therein mentioned, and to alter and amend the Charter of the University of King's College.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next.

University Endowment Bill, (U. C.)

Ordered, That the Honourable Mr. Attorney General *Draper* have leave to bring in a Bill to vest the Endowment granted by the Crown, for University Education in *Upper Canada,* in the University of *Upper Canada,* and for other purposes therein mentioned.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next.

Attorneys Certificates Bill, (U. C.)

Ordered, That the Honourable Mr. Attorney General *Draper* have leave to bring in a Bill to amend the Laws now in force, regulating the taking out of Certificates by Attorneys and Solicitors in *Upper Canada.*

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next.

Message from Governor General.

The Honourable Mr. Attorney General *Draper,* one of Her Majesty's Executive Council, delivered to Mr. Speaker a Message from His Excellency the Governor General, signed by His Excellency.

And the said Message was read by Mr. Speaker, all the Members of the House being uncovered, and is as followeth:—

CATHCART.

Superior Courts Accommodation, (U. C.)

The Governor General transmits for the information of the Legislative Assembly copies of correspondence relating to the accommodation prepared for the Superior Courts of *Upper Canada* in *Osgoode* Hall, and recommends that the Legislature do, in consideration of the Law Society entering into a valid covenant for all time to come, to provide sufficient accommodation for such Courts, authorize the issue of Debentures on the security of the Province, in favour of the said Society, to an amount not to exceed £6,000.

The Governor General also recommends that authority be given to impose a Tax on certain proceedings in Law and equity, to meet the interest, and to sell for money a portion not exceeding one third of the block of land in *Toronto,* (on which the buildings wherein these Courts have been hitherto held,) stand to be applied in part discharge of the said Debentures.

GOVERNMENT HOUSE,
8th May, 1846.

(Copy.)

TORONTO, Jany. 27, 1846.

SIR,

In company with my brother Judges I have inspected the accommodation provided by the Law Society in their new building for the Court of Queen's Bench, and for the Practice Court and Offices connected with it; and we cordially unite in declaring that the Court Room of the Queen's Bench, the Practice Court, and the apartments assigned to the Judges, are in all respects most convenient and satis-

Superior Courts Accommodation, (U. C.)

factory. They are indeed not merely adequate in themselves, and well arranged, both as regards the public convenience and the personal comfort of those whose duties are to be discharged in them, but they have been designed and finished on a scale becomingly liberal, though not extravagant.

The Judges feel sincere gratification in remarking that by the exertions of the Law Society, the Superior Courts of Justice in *Upper Canada* are at length accommodated in a manner worthy of the Country, and they have only to repeat a hope which they have already expressed in a communication to the Government, that such public arrangements may be made as will allow the Judges to feel that these increased advantages which they will enjoy, both personally and as composing the Court, are permanently assured, and have not been procured by sacrifices which may prove in any degree burthensome to the Law Society.

With regard to the rooms set apart for the Office of the Clerk of the Crown and Pleas, to which the attention of the Judges was especially called, by the gentlemen who were so kind as to attend with them on the part of the Society, they appear to be sufficient in point of space, and as good as the Law Society are at present able to provide, making such allowance as it is necessary to make for other arrangements. The Vaults for Records and Papers seem to be ample and safe, though we doubt whether underground Vaults will be found sufficiently dry. The experiment however could be made.

The Judges are glad to find that the Society has been able to provide Mr. *Small* with a convenient room on the ground floor—as it would have been impossible for him during his present indisposition, to have made use of an apartment in the higher story in which his Clerks will be placed. This separation however of the principal Officer from the subordinate Clerks, which unfortunately seem to be unavoidable, may occasion a good deal of inconvenience; and though we do not see that any better arrangement could be made, as the East Wing is required for the purposes of the Law Society, yet we trust the time is not distant when the erection of a plain and cheap range of apartments running back from the new building, will enable the Society to provide for the accommodation of the Office of the Clerk of the Crown and Pleas, and for the safe keeping of the Records and Papers in a connected suite of fire proof rooms above ground.

I have, &c.

(Signed,) J. B. ROBINSON, C. J.

The Hon. R. S. JAMESON,
Treasurer of the Law Society.

(Copy.)

TORONTO, 30th January, 1846.

SIR,

I have the honor to state for the information of the Building Committee of the Law Society, of which you are a Member, that having long watched with great interest the liberal exertions made by the Society for the accommodation of the Courts of Law and Equity, and their respective Officers, I have taken the earliest opportunity after their completion, of leaving the inconvenient rooms temporarily appropriated to the Court of Chancery in the East Wing of the former Parliament Buildings, and commenced the first Equity Sittings of the year in the new Court.

I now beg to assure the Building Committee, through you, that both myself and the profession generally feel highly satisfied with the accommodations thus afforded to the public service. In point both of elegance and convenience they are all that can be desired.

Superior Courts Accommodation, (U. C.)

I have, &c.

(Signed,) R. S. JAMESON,
Vice Chancellor.

CLARKE GAMBLE, Esquire,
Chairman Building Committee,
&c. &c. &c.

(Copy.)

TORONTO, 6th February, 1846.

SIR,

As Chairman of the Building Committee superintending the improvements at *Osgoode* Hall, with a view to the removal thither of the Supreme Court of *Canada West*, and their officers,

I have been instructed by the Law Society to enclose you the accompanying correspondence, and to state for the information of the Executive Government, that the Society is now prepared to enter into a perpetual covenant with Her Majesty, to find the necessary accommodation for the Courts and their Officers from this time forth.

With reference to the consideration to be received therefore,—the Society having in view the communication of the Bench to the Government upon a former occasion, upon the inexpediency of the Courts becoming the tenants of any individual or corporation, would accept a proportion of the present outlay in lieu of an annual rental.

The total expenditure upon *Osgoode* Hall, in consequence of the present arrangement, will fall very little short of ten thousand pounds; and in mentioning the sum of six thousand pounds, as the consideration of the agreement between the Government and the Society, I feel that I am placing the remuneration at a very low rate. It must be borne in mind that the whole of the west wing, together with a portion of the centre building, comprising in all twenty apartments, many of them necessarily very spacious, is entirely occupied by the Courts and their Officers, and should it happen that the vaults under ground are not found to answer for the keeping of the records—another fire-proof building must be added for that purpose.

In setting aside rooms for the Crown Office, the arrangement was first made for the Department, irrespective of Mr. *Small;* and the Judges of the Court of Queen's Bench, being satisfied therewith; the Society, in consideration of that gentleman's infirmity, appropriated a room on the ground floor for his especial use, of the same size, and in the same situation as the Judges Chambers. This room forms part of the suite of rooms originally with the assent of the Judge and Vice-Chancellor assigned to the Court of Chancery; and when another apartment is required for any additional Clerk in the Registrar, or Master in Chancery's Office, which he has intimated will soon be the case—further accommodation must be provided for him in the Centre Building. This, together with the slight inconvenience (mentioned by the Chief Justice) consequent on the separation of Mr. *Small* from his subordinate Clerks, arises from his state of health, and not from the fault of the Society, or the want of proper arrangement in the Building.

On behalf of the Society, I now tender to the Executive Government the Building and apartments approved of by the Judge and Vice-Chancellor for the use of the Courts and their Officers, as before mentioned, and pray that the necessary steps may be forthwith taken to complete the arrangement on the part of the Government,

I have, &c.

(Signed) C. GAMBLE.

The Honourable D. DALY,
Secretary, &c.

Superior Courts Accommodation, (U. C.)

(Copy,)

SECRETARY'S OFFICE,
Montreal, 5th March, 1846.

SIR,

I have the honour, by command of the Administrator of the Government, to acquaint you, that His Excellency, in Council, has had under consideration your letter of the 6th ult., on the subject of the accommodation prepared in *Osgoode* Hall, by the Law Society, for the Superior Law Courts of *Upper Canada.*

His Excellency concurs with the Chief Justice and his brethren, in desiring that the Courts should be permanently assured in the accommodation thus provided, and is therefore favourable to entering into an arrangement of the character suggested by you on behalf of the Society.

In order to effect this, His Excellency is advised that the necessary funds should be provided for by a duty on certain Law proceedings, and that either an application should be made to the Legislature to sanction the advance of the necessary sum, to be repaid by a Tax on Law proceedings in these Courts, or that such a Tax being imposed, the net proceeds of the Tax should be half yearly paid to the Treasurer of the Law Society, until the whole amount of £6,000 and interest from the date of agreement with the Society is paid.

Before bringing either of these proposals before the Legislature, His Excellency has directed me to inquire whether the Law Society would not be disposed to accept half-yearly payments, in the manner last suggested, which His Excellency is of opinion, wonld be a better way of disposing of the question, than to ask for an advance of £6,000 from the Legislature.

I am therefore to request that you will be pleased to let me hear from you on this subject, at your earliest convenience.

I have &c.,
D. DALY.

CLARKE GAMBLE, Esquire,
Toronto.

TORONTO, CANADA WEST,
12th March, 1846.

SIR,

I have the honour to acknowledge the receipt of your communication of the 5th instant, relative to the arrangement for the liquidation of the sum of six thousand pounds, to be paid by the Government to the Law Society of *Upper Canada,* for the accommodation prepared in *Osgoode* Hall, for the Superior Courts in *Upper Canada.*

I submitted the same, at once, to the consideration of the Committee of Economy, and was in hopes at one time, that we might be enabled to accept the proposal of half-yearly instalments by the issuing of our own Debentures, based on the payments to be made to us by the Government; but upon applying to those to whom the Society is now indebted for the building, we are reluctantly compelled to decline such arrangement. If the Government will issue to the Law Society, Debentures for the sum of six thousand pounds, payable at any periods based upon the tax proposed or otherwise, we shall find no difficulty in negotiating them, but our creditors refuse to take our own Debentures.

As I mentioned in the first communication I had the honor to address to you upon the subject, the improvements at *Osgoode* Hall have cost nearly ten thousand pounds. The Society borrowed four thousand pounds on mortgage. Our Bankers allowed the Society to overdraw their account to the amount of three thousand pounds more, during the progress of the work, upon the assurance that the amount should be paid immediately after the next Session of Parliament, and the Contractor is entitled to his balance (which, together with the outlay on the site itself will take the whole of the residue) at the completion of his work next month. Superior Courts Accommodation, (U. C.)

Should Government Debentures be issued to the Society for the amount to be paid, the Bank of *Upper Canada* undertakes to cash them all, and the Society will be thus enabled to meet its engagements.

I have &c.,
(Signed,) C. GAMBLE.

The Honble. D. DALY.
Secretary.

(Copy.)

Copy of a Report of a Committee of the Honourable the Executive Council, dated May 5th, 1846, approved by his Excellency the Governor General in Council, on the same day:—

On a Letter from *Clarke Gamble,* Esq., Chairman of the Building Committee, *Osgoode* Hall, *Toronto,* relative to an arrangement for the liquidation of the sum of £6,000, to be paid by the Government to the Law Society for the accommodation prepared in *Osgoode* Hall, for the Superior Courts in *Upper Canada.*

The Committee recommend, that a Message be sent by your Excellency to the Legislature, with the Correspondence, &c., respecting the accommodation for the Superior Courts of *Upper Canada,* in *Osgoode* Hall, recommending that the Legislature do, in consideration that the Society enter into a valid covenant for all time to come, to provide sufficient accommodations for such Courts, authorize the issue of Debentures on the security of the Province, in favor of the said Society, to an amount not to exceed £6,000; authority to raise a tax on certain proceedings in Law and Equity, to meet the interest; and authority to sell for money a portion not exceeding one third of the block of land in *Toronto,* on which the Buildings in which these Courts have been hitherto held, stand, to be applied in part discharge of the said Debentures.

Certified,
(Signed,) E. PARENT.

To the Provincial Secretary.

Ordered, That two hundred and fifty copies of the Message of His Excellency the Governor General, relating to King's College, and the Documents accompanying the same, and also of the Memorial of the Professor of Anatomy and Physiology in the University of King's College, and other Documents on the same subject, laid before the House, yesterday, be printed for the use of the Members of this House. Printed.

The Honourable Mr. Attorney General *Smith,* one of Her Majesty's Executive Council, laid before the House, by command of His Excellency the Governor General, the following Correspondence on the subject of the Administration of Justice in the District of *Montreal.* Administration of Justice, Montreal.

(*For the said Correspondence, see appendix H. H. H.*)

Ordered, That the said Correspondence be referred to the Select Committee appointed to enquire into the state of the Administration of Justice in the District of *Montreal,* in the Superior Courts thereof, with a view of providing for the more efficient Administration of Justice therein.

Ordered, That Mr. *Riddell* have leave to absent himself from this House, during the remainder of the present Session, on urgent business. Leave of Absence.

Ordered, That Mr. *Webster* have leave to absent himself from this House, during the remainder of the present Session, on urgent business. Leave of Absence.

Printed. *Ordered,* That the Return to an Address of this House to His Excellency the Governor General, on the subject of Collectors of Tolls, and amounts collected on the *Welland* Canal, laid before the House, yesterday, be printed for the use of the Members of this House.

Petition of Rev. J. Bethune, et al. referred. *Ordered,* That the Petition of the Reverend *John Bethune* and others, the Rector and Churchwardens of Christ's Church, in the City of *Montreal,* be referred to the Select Committee on Railroads.

Leave of Absence. *Ordered,* That Mr. *Powell* have leave to absent himself from this House during the remainder of the Session, on urgent business.

Registry Laws Bill, (U. C.) Mr. *Taché,* from the Committee of the whole House, on the Bill to consolidate and amend the Registry Laws of *Upper Canada,* reported, according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table and agreed to by the House.

Ordered, That the said Bill, as amended, be Engrossed.

Supply. The Order of the Day for the House in Committee, to consider of the Supply granted to Her Majesty, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Laurin* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Laurin* reported, that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, That the said Committee have leave to sit again on Monday next.

Administration of Justice, (U. C.) The Order of the Day for the House in Committee, to take into consideration certain proposed Resolutions, having for their object the Charging upon the Consolidated Revenue, the Administration of Criminal Justice in *Upper Canada,* being read;

The House accordingly resolved itself into the said Committee.

Mr. *Petrie* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Petrie* reported that the Committee had come to several Resolutions, which he was directed to submit to the House whenever it shall be pleased to receive the same.

Ordered, That the Report be received on Monday next.

Orders Postponed. *Ordered,* That the remaining Orders of the Day be postponed until Monday next.

Then, on motion of the Honourable Mr. Attorney General *Draper,* seconded by the Honourable Mr. *Cayley,*

The House adjourned until Monday next.

Lunæ, 11° *die Maii.*

Anno Nono, Victoriæ Reginæ, 1846.

Petitions laid on the table. THE following Petitions were severally brought up and laid on the table.

By Mr. *Cauchon,*—The Petition of *Flavien Vallerand,* of the City of *Montreal.*

By Mr. *Méthot,*—The Petition of *L. M. Cressé,* Esquire, and others, the Municipal Council of the Parish of *St. Jean Baptiste de Nicolet*; and the Petition of *J. B. Barnardin* and others, of the Township of *Kingsey,* in the District of *St. Francis.*

Petitions laid on the table. By Mr. *Dickson,*—The Petition of *Alexander M'Leod,* of *Stamford.*

By Mr. *Desaunier,*—The Petition of the Reverend Messire *Le Bourdais* and others, of the Parish of *St. Antoine de la Rivière du Loup,* in the District of *Three Rivers.*

By Mr. *Stewart,* of *Bytown,*—The Petition of *N. Sparks* and others, of *Bytown;* and the Petition of *William Smyth* and others, of the Township of *Gloucester,* in the District of *Dalhousie.*

By Mr. *Roblin,*—The Petition of *George Watson* and others, of the Township of *Sarnia.*

By Mr. *Jessup,*—The Petition of *Henry Burritt* and others, of the Township of *Oxford* and its vicinity.

By the Honourable Mr. *Daly,*—The Petition of the Reverend *Richard Anderson* and others, Members of the United Church of *England* and *Ireland,* in the Diocese of *Quebec.*

Registry Laws Bill, (U. C.) An Engrossed Bill to consolidate and amend the Registry Laws of *Upper Canada,* was read for the third time.

Resolved, That the Bill do pass, and the title be, "An Act to consolidate and amend the Registry "Laws of that part of this Province which "was formerly *Upper Canada.*"

Ordered, That the Honourable Mr. Attorney General *Draper* do carry the said Bill to the Legislative Council, and desire their concurrence.

Petitions read. Pursuant to the Order of the Day the following Petitions were read:—

Of Mrs. *Louise Hélène Ritchie,* widow of the late *Joseph Déroche,* of the Parish of *Beauport,* in the District of *Quebec;* praying that her rights may be protected in any law that may be passed relating to the validity of certain instruments of marriage contracts.

Of *Robert Walker* and others, of the Township of *Woodhouse,* in the District of *Talbot;* praying for certain alterations to the present Charter of King's College.

Of *Robert Defries;* praying for an alteration in the mode of his present remuneration as Post Office Carrier to the Legislative Assembly.

Of *George O'Kill Stuart,* Esquire, and others, of the City of *Quebec* and its vicinity; praying that certain steps may be taken to carry out the project of connecting the River *St. Lawrence* and the *Atlantic* by means of a Railway.

Of *William Rees,* late Medical Superintendent of the Provincial Lunatic Asylum at *Toronto;* praying to be allowed the compensation provided by the Statute 2nd *Victoria,* cap. 11, for his services as such Superintendent.

Of *Thomas Farley* and others, of *Caister, Gainsborough,* and *Grimsby;* praying that the Bill to remove the site of the District Town of the District of *Niagara,* may not pass into a law.

Of *Robert D. Rogers* and others, of that part of the Township of *Otonabee,* in the District of *Colborne,* adjoining the Town of *Peterborough;* praying that in case the said Town be incorporated, its limits may not be extended eastward of the *Otonabee* River.

Of His Grace the Archbishop of *Quebec,* the Right Reverend the Catholic Bishop of *Montreal,* and other Catholic Bishops, the coadjutors of the Dioceses of *Quebec* and *Montreal;* praying that the property of the late Order of Jesuits may be placed under their control, for educational and other purposes, according to the original intention of the donors.

Of *Jean Langevin* of the City of *Montreal,* Esquire; praying that certain arrears be paid him as Clerk to the Municipal Council of the District of *Quebec.*

Petitions read.

Of *F. B. Blanchard*, Esquire and others, of the County of *Drummond;* praying that the Act 6 *Vict.* c. 12, relating to Winter Roads, be maintained in force in the County of *Drummond.*

Of the President and Board of Police of the Town of *Hamilton;* praying that the Bill to vest a certain Road allowance in *Robert Jarvis Hamilton*, may not be passed into a law.

Of *James Johnston*, Esquire, and others, of the District of *Dalhousie;* praying that the sum appropriated last Session, for the improvement of a Branch of the Mississippi, may be expended thereon.

Petitions referred:—

F. B. Blanchard, et al.

Ordered, that the Petition of *F. B. Blanchard*, Esquire, and others, of the County of *Drummond*, be referred to the Select Committee to which was referred the Bill for the better regulation of the Militia of this Province.

P. Renouf, et al.

Ordered, That the Petition of *Philippe Renouf*, Esquire, Mayor, and others, Councillors of the Municipality of *Notre Dame des Neiges des Trois Pistoles*, in the County of *Rimouski;* the Petition of *Louis Bertrand*, Esquire, Mayor, and others, the Municipal Council of the Parish of *St. Jean Baptiste de L'Isle Verte;* and the Petition of the Mayor and Councillors of the Municipality of *Rivière du Loup*, in the County of *Rimouski;* be referred to the Select Committee to which was referred the Petition of *J. B. A. Chamberland*, Esquire, and others, of the County of *Rimouski*, and another reference.

L. Bertrand, Esq. et al.

Mayor, &c. of Rivière du Loup.

Toronto Incorporation Bill.

Mr. *Boulton*, from the Select Committee to which was referred the Bill to amend the Act of Incorporation of the City of *Toronto*, reported that the Committee had gone through the Bill, and had made several amendments thereto, which amendments were again read at the Clerk's table.

Ordered, That the said Bill and Report be committed to a Committee of the whole House, tomorrow.

Private Bills.

Mr. *Hale*, from the Standing Committee on Private Bills, presented to the House the Fifteenth Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Quebec St. George's Society Bill.

Your Committee have examined the Bill to incorporate the *St. George's* Society of *Quebec*, and have made amendments thereto, which they submit to your Honourable House: they would, however, at the same time respectfully call the attention of your Honourable House, as they have previously done, to the remarks contained in their 8th Report, in relation to the incorporation of companies of this nature.

They have also considered the Bill to amend the Act of *Lower Canada*, therein mentioned, extending certain Privileges to persons of the Jewish persuasion, and have made several amendments thereto, which they also submit to your Honourable House.

On motion of Mr. *Gowan*, seconded by Mr. *Armstrong*,

Address, Lake St. Peter Expenditure.

Resolved, That an humble Address be presented to His Excellency the Governor General, praying that he will be pleased to cause to be laid before this House, the following particulars relative to the Expenditure of the sum of Fifty-eight Thousand Pounds, granted by the 4th and 5th *Victoria*, chapter 28, for the Deepening of Lake *St. Peter.*

1st. The amount Expended in the Purchase of Steamers and in Dredging and other Machines, used upon the said work.

2nd. The amount Expended in the Hiring or Leasing of Steamers employed thereat.

3rd. The amount of all sums Paid for Labour done; distinguishing the sums Paid to Engineers, Superintendents, and Officers in command of Steamers and Dredging Machines; together with the time of their employment, the remuneration paid to each, and the names of the parties so employed.

Address, Lake St. Peter Expenditure.

Ordered, That the said Address be presented to His Excellency the Governor General, by such Members of this House as are of the Honourable the Executive Council of this Province.

On motion of Mr. *Price*, seconded by the Honourable Mr. *Baldwin*,

Albion Road Bill.

Ordered, That the amendments made by the Legislative Council, to the Bill, intituled, "An "Act to incorporate certain Persons under the "name of the *Albion* Road Company," be now taken into consideration.

The House proceeded accordingly to take the said amendments into consideration.

And the said amendments were read, and are as followeth:—

IN THE BILL.

Press 2, line 27.—After "expedient," insert "Provided always, that it shall "and may be lawful for the "said Company, and they "are hereby required to apply the proceeds of the "Stock subscribed expressly "for the purpose of making "the branch Road last named "in the Preamble, in constructing the same."

" 12, " 31.—After "corner," insert "and "also to make a branch Macadamized or planked Road "through the Townships of "*York* and *Vaughan*, commencing at the line of the "Township of *King*, between "the Eighth and Ninth Concessions, and following the "public highway, laid out "and known as the *King* "Road to the Township of "*York*, and to be continued "through the said Township "of *York*, so as to intersect "the *Albion* Road at some "point between its commencement in rear of Lot "Number Twelve, in the "Fifth Concession, and "*Conatt's* Corner, in Concession A, in the Township "of *Etobicoke.*"

PREAMBLE.

Press 1, line 25.—After "*Toronto*," insert "and "also to make a branch Macadamized or planked Road "through the Townships of "*York* and *Vaughan*, commencing at the line of the "Township of *King*, between "the Eighth and Ninth Concessions, and following the "public highway, laid out "and known as the *King* "Road, to the Township of "*York*, and to be continued "through the said Township "of *York*, so as to intersect "the *Albion* Road, at some "point between its commencement in rear of Lot "Number Twelve, in the "Fifth Concession, and

Albion Road Bill.

" *Conatt's* Corner in Con-
" cession A, in the Township
" of *Etobicoke.*"

And the said amendments being again read, they were agreed to by the House.

Ordered, That Mr. *Price* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendments.

On motion of Mr. *Christie,* seconded by the Honourable Mr. *Laterrière,*

Magdalen Islands Bill.

Ordered, That the amendments made by the Legislative Council to the Bill, intituled, " An Act " relating to the *Magdalen* Islands in the Gulf " *St. Lawrence,* and to enable the inhabitants, " householders therein, to establish a Municipal " Council in the said Islands; and to extend the " like advantages to certain localities in the " County of *Saguenay,* and to those parts of the " Counties of *Rimouski* and *Kamouraska,* known " as the *Madawaska* Territory," be now taken into consideration.

The House proceeded accordingly to take the said amendments into consideration.

And the said amendments were read, and are as followeth:

Press 1, line 24.—After "year," insert "and be-
" ing respectively of the male
" sex, of the full age of twenty
" one years, and subjects of
" Her Majesty by birth or na-
" turalization."

" " " 25.—After "sixth" insert "and."

" " " 25.—Leave out "eighth, ninth, and " tenth."

" " " 32.—Leave out from "as" to "same" in line 35, both inclusive, and insert "qualified to vote at " such election."

" 2, " 4.—Leave out "person or persons," and insert "such inhabitant " householder or householders"

" " " 5.—After "to" leave out "the," and insert "this."

" " " 6.—Leave out "said."

" " " 7.—After "fit," insert "or from be-
" ing elected thereat."

" " " 9.—After "limited to," insert "such " freeholders as aforesaid and " to."

" " " 13.—After "to," insert "mere."

" " " 19.—After "householders," insert "not " being freeholders, but being " otherwise qualified to vote " under this Act."

" 3, " 2.—After "places," leave out from the first "and" to "*ex officio,*" both inclusive, and insert "Provided always, that no " person shall be elected as a " Councillor, or act as such, " under the provisions of this " Act, unless he shall be a qual-
" ified voter for the Munici-
" pality for which he is elect-
" ed, and possessed of Real
" Property therein to the va-
" lue of fifty pounds currency,
" over and above every charge
" or incumbrance thereon."

And the said amendments being again read, they were agreed to by the House.

Magdalen Islands Bill.

Ordered, Than Mr. *Christie* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendments."

Petition of W. Hillis, et al. referred.

Resolved, that the Petition of *William Hillis* and others, of the District of *London,* be referred to a Special Committee to examine the contents thereof, and to report thereon, with all convenient speed; with power to send for persons, papers, and records.

Ordered, That Mr. *Ermatinger,* the Honourable Mr. Attorney General *Draper,* the Honourable Mr. *Baldwin,* the Honourable Mr. *Aylwin,* and Mr. *Macdonald* of *Kingston,* do compose the said Committee.

Message from Legislative Council.

A Message from the Legislative Council, by *John Fennings Taylor,* Esquire, one of the Masters in Chancery.

Mr. Speaker,

The Legislative Council have passed the following Bills without any amendment:—

Dumfries Road Bill.

"An Act to vest in *James K. Andrews* a certain " allowance for Road, in the Township of *Dumfries,* " in the District of *Gore.*"

Attainder Bill.

"An Act to restore the Rights of certain Persons " attainted for High Treason."

Spirituous Liquors Duty Bill.

"An Act to repeal certain Acts therein men- " tioned, and to impose a Duty on Distillers and on " the Spirituous Liquors made by them, and to pro- " vide for the Collection of such Duties."

Also,

Legislative Council,
Monday, 11th May, 1846.

Quebec Gas and Water Company Incorporation Repeal Bill.

Ordered, That one of the Masters in Chancery do go down to the Legislative Assembly, and request that they will communicate to this House the Documents, Evidence, and Proofs, upon which is founded the Bill, intituled, "An " Act to repeal the Act incorporating the " *Quebec* Gas Light and Water Company."

Also,

Legislative Council,
Monday, 11th May, 1846.

Quebec Gas Bill.

Ordered, That one of the Masters in Chancery do go down to the Legislative Assembly, and request that they will communicate to this House the Documents, Evidence, and Proofs, upon which is founded the Bill, intituled, "An " Act for Lighting the City of *Quebec* with " Gas."

And also,

Legislative Council,
Monday 11th May, 1846.

Quebec Water Bill.

Ordered, That one of the Masters in Chancery do go down to the Legislative Assembly, and request that they will communicate to this House the Documents, Evidence, and Proofs, upon which is founded the Bill, intituled, "An Act " for supplying the City of *Quebec,* and parts " adjacent thereto, with Water."

And then he withdrew.

Message from Governor General.

The Honourable Mr. *Daly,* one of Her Majesty's Executive Council, delivered to Mr. Speaker, a Message from His Excellency the Governor General, signed by His Excellency.

And the said Message was read by Mr. Speaker, all the Members of the House being uncovered, and is as followeth:—

Saguenay Fire.

CATHCART.

The Governor General informs the Legislative Assembly, that he has heard, with great regret, of the recent occurrence of an extensive and destructive fire in the County of *Saguenay*, and that it is His intention to adopt proper measures for instituting an enquiry on the spot, as to the extent of assistance that may be necessary for the relief of the unfortunate people who may have been rendered destitute by this distressing calamity; and for the issue of such number of Rations, under the authority of the Commissary General, as the necessities of the sufferers may require.

The Governor General recommends to the consideration of the House, the expediency of making provision for the same, and for granting such further aid in this behalf as in their wisdom they may deem applicable to the circumstances of the case.

GOVERNMENT HOUSE,
11th May, 1846.

R. F. Gourlay.

Mr. *Smith*, of *Wentworth*, moved, seconded by Mr. *Thompson*, that *Robert Fleming Gourlay*, be heard at the Bar of this House, by Counsel, on Wednesday next, in support of his Petition.

The question having been put upon the said motion, a division ensued, and it passed in the negative.

On motion of Mr. *Cauchon*, seconded by Mr. *Christie*,

Address, Officers in Public Departments.

Resolved, That an humble Address be presented to His Excellency the Governor General; praying that he will be pleased to cause to be laid before this House, the names of all Officers employed in the Departments of the Inspector General, Receiver General, Commissioner of Crown Lands, the Executive Council, the Provincial Registrar, the Board of Works, and the Attorneys General; the Salaries of the said Officers respectively; and the dates of their Appointments; and also, to be pleased to cause to be shewn whether such Officers are employed permanently or temporarily; which of them are employed temporarily and which permanently, and how long they have respectively been employed temporarily or permanently.

Ordered, That the said Address be presented to His Excellency the Governor General, by such Members of this House as are of the Honourable the Executive Council of this Province.

On motion of Mr. *Lantier*, seconded by Mr. *Méthot*,

Address, Delisle Bridge.

Resolved, That an humble Address be presented to His Excellency the Governor General; praying His Excellency to cause the proper Officer to lay before this House, copy of any Report made by the Board of Works, (if any has been made) on the Petition of *Leonard Ravarie* and others, presented to the Legislature during the last Session; praying for an aid to construct a Bridge over the River *Delisle*, in the Parish of *St. Ignace du Côteau du Lac*, in the County of *Vaudreuil*.

Ordered, That the said Address be presented to His Excellency the Governor General, by such Members of this House as are of the Honourable the Executive Council of this Province.

On motion of Mr. *Macdonell* of *Dundas*, seconded by Mr. *M'Connell*,

Address, Williamsburg Canal Bridge.

Resolved, That an humble Address be presented to His Excellency the Governor General; praying that he will be pleased to cause to be laid before this House, copies of all Petitions, Papers, and Documents, addressed to the Board of Works, from any Inhabitant or Inhabitants of the County of *Dundas*, relative to a Bridge across the *Williamsburg* Canal, in front of the Village of *Maria-Town*; as also, of all Petitions addressed to the Head of the Government, on the same subject.

Ordered, That the said Address be presented to His Excellency the Governor General, by such Members of this House as are of the Honourable the Executive Council of this Province.

On motion of Mr. *Macdonell* of *Dundas*, seconded by Mr. *M'Connell*,

Address, James Coons, &c.

Resolved, That an humble Address be presented to His Excellency the Governor General; praying that he will cause to be laid before this House, copies of any Petitions, Letters, and Addresses, from *James Coons*, of *Matilda*, or on his behalf, to the Executive Government and the Board of Works, relative to his claims for damages, under the Canal Act, and the replies, (if any) thereto; and of all correspondence on the same subject, from Mr. *William Freeland*, with the Government or the Board of Works; and also, that he will be pleased to cause to be laid before this House, copies of all Letters and Instructions from the Crown Officers, the Executive Government, or the Board of Works, or any of its Officers, to Mr. *Freeland* on this subject; and also, information relative to the appointment of Mr. *Freeland*, its date, the exact nature of his duties, the amount of his salary, how and from what fund paid.

Ordered, That the said Address be presented to His Excellency the Governor General, by such Members of this House as are of the Honourable the Executive Council of this Province.

On motion of the Honourable Mr. *Laterrière*, seconded by Mr. *Taché*,

Saguenay Territory.

Resolved, That this House will, on Wednesday next, resolve itself into a Committee of the whole House, to take into consideration the means of facilitating the settlement of the *Saguenay* Territory.

On motion of the Honourable Mr. *Laterrière*, seconded by Mr. *Taché*.

Sale of Public Timber.

Resolved, That this House will, on Wednesday next, resolve itself into a Committee of the whole House, to consider whether it would not be expedient to prevent the sale of Timber from off the Public Lands.

On motion of the Honourable Mr. *Moffatt*, seconded by the Honourable Mr. *Robinson*,

Jews' Relief Bill.

Ordered, That the Bill to amend the Act of *Lower Canada*, therein mentioned, extending certain privileges to persons of the Jewish persuasion, be committed to a Committee of the whole House, to-morrow.

Printed.

Ordered, That two hundred and fifty copies of the Petition of His Grace, the Archbishop of *Quebec*; the Right Reverend the Catholic Bishop of *Montreal*, and other Catholic Bishops, the coadjutors of the Dioceses of *Quebec* and *Montreal*, be printed for the use of the Members of this House.

Bracery Bill.

Ordered, That Mr. *Macdonell* of *Dundas*, have leave to bring in a Bill to prevent the bringing of Penal Actions in *Upper Canada*, on the English Bill of Bracery and buying of Titles.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time, on Thursday next.

Printed.

Ordered, That the Return to the Address of this House to His Excellency the Governor General, relating to the Crown Timber Office at *Bytown,* be printed for the use of the Members of this House.

Petition of William Rees, referred.

Resolved, That the Petition of *William Rees,* late Medical Superintendent of the Provincial Lunatic Asylum, at *Toronto,* be referred to a Select Committee, composed of the Honourable Mr. *Robinson,* Mr. *Taché,* Mr. *Macdonell* of *Dundas,* Mr. *Christie,* and Mr. *Boulton,* to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

On motion of the Honourable Mr. *Robinson,* seconded by Mr. *Macdonald* of *Kingston,*

Address to Her Majesty, Wheat and Flour.

Resolved, That an humble Address be presented to the Queen's Most Excellent Majesty; praying that in case any change is made in the Law regulating the admission of Foreign Wheat and Flour, into the British Markets, due regard may be had to the interests of Her Majesty's Subjects in this Province.

Resolved, That a Select Committee, composed of the Honourable Mr. *Robinson,* Mr. *Williams,* the Honourable Mr. *Baldwin,* Mr. *Macdonald* of *Kingston,* and Mr. *Roblin,* be appointed to prepare and report the draught of the said Address; with power to send for persons, papers and records.

Printed.

Ordered, That two hundred and fifty copies of the Report of the Commissioners appointed to enquire into the general system and management of the Post Office Department, be printed for the use of the members of this House.

On motion of Mr. *Hale,* seconded by Mr. *M'Connell,*

Agricultural Societies Bill, (L. C.)

Ordered, That the amendments made by the Legislative Council to the Bill intituled, "An Act "to amend the Act for the encouragement of "Agriculture by the establishment of Agricul- "tural Societies in *Lower Canada,*" be now taken into consideration.

The House proceeded accordingly to take the said amendments into consideration.

And the said amendments were read, and are as followeth:—

Press 1, line 38.—Leave out the words "to fifty "pounds currency."

Leave out the Ryder.

And the said amendments being again read, they were agreed to by the House.

Ordered, That Mr. *Hale* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendments.

Administration of Criminal Justice, (U. C.)

Mr. *Petrie,* from the Committee of the whole House, to take into consideration certain proposed Resolutions, having for their object the charging upon the Consolidated Revenue, the administration of Criminal Justice in *Upper Canada,* reported, according to Order, the Resolutions of the said Committee, which Resolutions were again read at the Clerk's table, and are as followeth:—

Resolutions.

1. *Resolved,* As the opinion of this Committee; that the Expenses of the Administration of Criminal Justice in *Upper Canada,* heretofore paid by local Taxation, should be defrayed out of the Consolidated Revenue, in the manner following:—

One-third during the year 1846.
Two-thirds during the year 1847, and
Thenceforth the whole charge.

Resolutions.

2. *Resolved,* As the opinion of this Committee, that the following heads of expense shall be considered as embraced within the words, "Administration of Criminal Justice," viz:—

CLERK OF THE PEACE.

Furnishing annually, Lists of Constables to the Sheriff and Coroner.....

For making up Lists, pursuant to the Statute 4 and 5 *Victoria,* chap. 3, sec. 32, of persons qualified by law to serve as Jurors, residing within the limits of each Division Court, specifying the place of residence and addition of each person, including the certificate, and the transmission of the list to the Clerk of each Division Court.....

Copies of Depositions or Examinations furnished to Prisoners, or Defendants, or their Counsel, when proper to be furnished, and required by the party or his Counsel,—4 and 5 *Vict.* chap. 24, sec. 12, and sec. 23 .....

(To be paid by the Crown, or by the party applying, according to the nature of the case.)

Receiving and filing each Presentment of the Grand Jury.....

Arraigning each Prisoner or Defendant indicted, and recording plea.....

Empanelling and swearing the Jury in every case, whether Criminal or otherwise, where, by law a trial by Jury is to be had at the Quarter Sessions, and where no fee is fixed by Statute.....

Swearing each Witness for the prosecution, upon any trial by a Jury, or to go before the Grand Jury .....

Filing each Exhibit upon a trial.....

Charging the Jury, with the Prisoner or Defendant, upon each Indictment...

Receiving and Recording each verdict of a Jury, in any case of trial by Jury

Recording each Judgment or Sentence of the Court, upon verdict or confession .....

To be paid by the Crown, or by the party, as the case may be.

Making out and delivering to the Sheriff a Calendar of the Sentences at each Court .....

Certified Copy of Sentences sent with the Prisoner to the Penitentiary, after each Session .....

Making up Record of Conviction or Acquittal, in any case where it may be necessary.....

(To be paid by the Crown, or by the party, as the case may be.)

Discharging any Prisoner by Proclamation .....

Drawing out and taking each Recognizance to appear, either of Prosecutor, Defendant, or Witness.....

Calling parties on their Recognizance, and recording their non-appearance..

Making out Lists of forfeited Recognizances and Fines to submit to the Justices after each Quarter Sessions, in order to their being estreated .....

Entering any Order of Sessions to remit an estreat, and recording an entry of the same .....

(To be paid by the Crown, or by the party relieved, as the Justices may order.)

Drawing Order of the Justices to estreat and put in process .....

Resolutions

Entering and extracting upon a roll, in duplicate, the Fines, Issues, Amerciaments and forfeited Recognizances, recorded in each Session, making oath to the same, and transmitting it to the Sheriff.....

Making out and delivering to the Sheriff the Writ of *fieri facias* and *capias* thereon .....

Making out and certifying copy of Roll and Return of the Sheriff, and transmitting it to the Receiver General .....

Making up Book of Orders of Sessions, declaring the limits of the Division Courts, and entering the times and places of holding the Courts .....

Making out and transmitting a copy thereof to the Government.....

Making out and transmitting copies (with letter) to the Clerk of each Division Court, of the Divisions made by the Quarter Sessions .....

Drawing Orders of Sessions for altering the limits of Division Courts.....

Making out and transmitting copies of such Orders to the Government.....

Making out and transmitting copies of such Orders to each Division Court affected by the alteration.....

For each Copy of Schedule of the Division Courts, with the Order of Sessions for publication.....

Swearing each party to an Affidavit, where no charge is elsewhere provided for it .....

(To be paid by the Crown, or by the party for whom the affidavit is sworn, according to the nature of the case.)

SHERIFF.

Notice of appointment to the Associate Justices of Oyer and Terminer.....

Attending the Assizes.....

Attending the Quarter Sessions .....

Summoning each Grand Jury for the Assizes or Quarter Sessions .....

Summoning each Petit Jury for the Assizes or Quarter Sessions .....

For every Prisoner discharged from Gaol, having been committed by Warrant for trial at the Assizes or Quarter Sessions, or Mayor's Court .....

Bringing up each Prisoner for arraignment, trial, and sentence, whether convicted or acquitted .....

Drawing Calendar of Prisoners for Trial at the Assizes, including copies.....

Drawing Calendar of Prisoners for Trial at the Quarter Sessions, including copies .....

Advertizing the holding the Assizes or Quarter Sessions .....

Every Annual or General Return, required by law, or by the Government, respecting the Gaol or the Prisoners therein.....

Every other Return made to the Government or to the Sessions, required by Statute or by order of the Court....

Returning Precept to the Assizes or Sessions.....

Conveying Prisoners to the Penitentiary, or to another District, and disbursements .....

Resolutions.

Arrest of each individual upon a Warrant .....

Serving *Subpœna* for the Crown upon each person.....

Conveying Prisoners on Attachment or *Habeas Corpus* to another District, and disbursements .....

Making Return upon Attachment or Writ of *Habeas Corpus* .....

To be paid by the Crown, or by the party, as the case may be.

Levying Fines or Issues on Recognizances estreated, and mileage .....

(To be levied according to 8 *Vict.* chap. 38, sec. 2.)

Carrying into execution the Sentence of the Court in capital cases.....

Attending and superintending the Execution in such cases.....

Summoning each Constable to attend the Assizes or Sessions.....

Every notice to a Magistrate, under the Statute, 8 *Vict.* ch. 14, sec. 6, and mileage.....

Keeping a Record of Jurors who have served each Court.....

All disbursements actually and necessarily made in guarding Prisoners, or in their conveyance to the Penitentiary, to any other District or elsewhere, or for other purposes in the discharge of the duties of the office, (when not provided for by law, nor hereinbefore specifically,)—to be allowed by the Justices in Sessions.....

CORONER.

Precept to summon Jury.....

Empanelling a Jury.....

Summons for Witnesses.....

Information or Examination of each Witness. .....

Taking every Recognizance.....

Necessary travel to take an inquest.....

Taking Inquisition and making Return..

Every Warrant.....

CONSTABLE.

Arrest of each individual upon a Warrant

(To be paid by the Crown, or by the party, as the case may be.)

Serving Summons or *Subpœna* .....

Mileage.....

(To be paid by the Crown, or by the party, as the case may be.)

Attending Assizes or Sessions.....

Attending any Justice on the examination of Prisoners charged with any crime.....

Mileage in going to serve Summons or Warrant when the service has not been effected; the Justices in Session to be satisfied that due diligence has been used.....

Taking Prisoners to Gaol,—and disbursements necessarily expended in their conveyance..... .....

To be paid by the Crown, or by the party, as the case may be.

Summoning Jury for Inquest.....

Attending Inquest for each day, other than the first.....

Serving notice of appointment of Constables, when personally served.....

CRIER.

Making Proclamation for opening or adjourning the Court of Assize and *Nisi Prius*, Oyer and Terminer and General Gaol delivery and Quarter Sessions.....

Resolutions.

Making every other Proclamation.....
Calling and Swearing Grand Jury.....
Calling and Swearing every Petit Jury..
Calling and Swearing every Witness or Constable.....
Attending Assizes and Quarter Sessions.
The maintenance of Prisoners confined upon criminal charges.....
A proportion of the Salary of the Gaoler of each District Gaol, and of the payment of Turnkeys.....
Medicines, Fuel and other similar necessaries for the Gaol, and the Prisoners confined on criminal charges.....
Disbursements in transporting Prisoners to the Penitentiary, and for carrying other sentences of the Courts into effect.....

3. *Resolved*, As the opinion of this Committee, that the amount of such expenses shall be examined, audited, vouched and approved, under such regulations as the Governor in Council shall from time to time in that behalf direct and appoint.

On motion of the Honourable Mr. *Cayley*, seconded by the Honourable Mr. Attorney General *Smith*,

Ordered, That the question of concurrence be now separately put upon each of the said Resolutions.

And the said Resolutions being again severally read, and the question being separately put thereon, the House divided upon each, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Baldwin, Boulton, Brooks, Cayley, Chalmers, Christie, Colvile, Cummings, Daly, DeBleury, Dickson,* Attorney General *Draper, Ermatinger, Foster, Gowan, Hale, Hall, Jessup, Johnston, LeBoutillier, Macdonald* of CORNWALL, *Macdonald* of GLENGARY, *Macdonald* of KINGSTON, *Macdonell* of DUNDAS, *M'Connell, Moffatt, Monro, Murney, Papineau, Petrie, Price, Robinson, Roblin, Seymour, Smith* of FRONTENAC, Attorney General *Smith, Smith* of WENTWORTH, *Stewart* of BYTOWN, *Stewart* of PRESCOTT, Solicitor General *Taschereau, Thompson, Viger, Williams,* and *Woods.*—(44.)

NAYS.

Messieurs *Armstrong, Aylwin, Berthelot, Bertrand, Boutillier, Cauchon, Chabot, Desaunier, DeWitt, LaFontaine, Lantier, Laterrière, Laurin, LeMoine, Leslie, Méthot, Nelson, Scott,* and *Taché.*—(19.)

So they were carried in the affirmative, and *Resolved*, Accordingly.

Bill.

The Honourable Mr. *Cayley* moved, seconded by the Honourable Mr. Attorney General *Smith*, for leave to bring in a Bill for defraying the expenses of the Administration of Justice, in Criminal matters, in that part of the Province, formerly *Upper Canada.*

The question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as in the last preceding division.

So it was carried in the affirmative.

And he accordingly presented the said Bill to the House, and the same was received and read for the first time.

The Honourable Mr. *Cayley* moved, seconded by the Honourable Mr. Attorney General *Smith*, that the said Bill be read a second time on Friday next.

The question having been put upon the said motion, a division ensued, and the names being called for, they were taken down, as in the last preceding division.

So it was carried in the affirmative, and *Ordered*, Accordingly.

Returns to Addresses.

The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, laid before the House, by command of His Excellency the Governor General,

Saguenay Crown Timber Licenses.

Return to an Address of the Legislative Assembly, to His Excellency the Governor General; praying that His Excellency will be pleased to lay before the House, "a Statement of all Licenses for cutting Timber upon the Crown Lands, in the County of *Saguenay*, containing the names of the parties to whom such Licenses have been issued."

Saguenay Crown Timber Licenses.

STATEMENT of Licences granted for Cutting Timber upon the Crown Lands in the County of *Saguenay*, containing the names of the parties to whom such Licences have been granted, furnished in compliance with a requisition of the Honourable the Legislative Assembly, dated 14th April, 1846.

Date.	Name.	W. P. Logs.	Spruce Logs.	Rate.		Amount.		
				s.	d.	£	s.	d.	£	s.	d.
July 28, 1843 ...	Geo. M'Kenzie & A. Tremblay	15000	...	0	5	...	...		312	10	0
August 15, do ...	Thomas Simard	4000	...	0	5	83	6	8			
do	...	4000	0	2½	41	13	4			
									125	0	0
September 12, do ...	Héli Hudon	...	3500	0	2½	...	...		36	9	2
October 20, do ...	William Price & Co.	44000	...	0	5	...	...		922	18	4
November 15, do ...	Adolphe Gagnon	2000	...	0	5	41	13	4			
do	...	3000	0	2½	31	5	0			
									72	18	0
December 9, do ...	Francis Guay	...	6000	0	2½	...	...		62	10	0
January 22, 1844 ...	Chas. Turgeon	...	2000	0	2½	...	...		20	16	8
May 9, do ...	Thomas Jones	...	...	...	...	...	...		125	0	0
July do ...	James Gibb	5000	...	0	5	104	3	4			
do	...	3000	0	2½	31	5	0			
									135	8	4
do 30, do ...	Wm. Price & Co.	10000	...	0	5	...	...		208	6	8
September 26, do ...	Thos. Simard	3000	...	0	5	62	10	0			
do	...	3000	0	2½	31	5	0			
									93	15	0
January 9, 1845 ...	Wm. Price & Co.	74852	...	0	5	1559	8	4			
do do	...	8000	0	2½	83	6	8			
									1642	15	0
June 23, do ...	F. Boucher	3500	...	0	5	...	...		72	18	4
do	...	5000	0	2½	...	...		52	1	8
do 26, do ...	William Price & Co.	8100	...	0	5	...	...		168	15	0
do 24, do ...	do do	56000	...	0	5	...	...		1166	13	4
do do do ...	do do	37000	...	0	5	...	...		770	16	8
do do do ...	James Gibb	5000	...	0	5	104	3	4			
do do do ...	do	...	500	...	...	5	4	2			
do do do ...	Edward Slevin	24000	...	0	5	500	0	0			
									609	7	6
									£6598	19	8

Courts of Jurisdiction for Kamouraska and Rimouski.

Also,

Return to an Address from the Legislative Assembly, to His Excellency the Governor General, praying that His Excellency will be pleased to cause to be laid before the House "Copies of all Correspondence, Opinions and Reports of the Judges of the Courts of Queen's Bench, and Judges of the Circuit and District of *Quebec*, relating to the establishment of a separate Court or Jurisdiction for Judicial purposes, in the Counties of *Kamouraska* and *Rimouski*, with reference to the changes in the present Judicial system in *Lower Canada*, during the years 1844 and 1845."

Extract from a letter addressed to the Honourable *D. Daly*, Provincial Secretary, by *J. C. Bruneau*, Esquire, Circuit Judge of the District of *Quebec*, dated 30th December, 1844.

* * * * * * * *

"I have only now to give the plan which I think will meet the present and future wants of the country.

The Counties of *Ottawa* and of *Missisquoi* have already prayed to be formed into separate Districts, many others, equally distant from the Cities of *Montreal* and *Quebec*, desire the same favor, and would receive it with pleasure; it would therefore seem necessary to subdivide the two great Districts of *Montreal* and *Quebec*, for certain judiciary purposes.

I begin by the Court of Appeals.

1. There would be only one Court of Appeals for the whole Province of *Lower Canada*, which would be held at the capital; it would be presided over by four Judges, two of whom would reside in *Montreal*, the Chief Justice and one of them, and the two others at *Quebec;* this Court would revise all judgments rendered in the Superior Courts of the Districts of *Montreal, Quebec, Three Rivers, St. Francis, Gaspé*, and the other Districts to be established hereafter; on an equal division in appeal, the judgments of the Inferior Term would be confirmed.

2. The Criminal Court would be held at *Montreal* by the two Judges of the Court of Appeals residing at *Montreal*, and at *Quebec* by the two Judges of the same Court, residing there. In the Districts of *Three Rivers* and *St. Francis* the Criminal Court would be presided over by two of the Judges of the Superior Courts of *Montreal* and *Quebec*, assisted by the resident Judges of each locality, and at *Gaspé* by one Judge only, assisted by the two resident Judges.

3. A Superior Court would be held at *Montreal*, for the District of *Montreal*, and presided over by three resident Judges of the Queen's Bench, and another at *Quebec*, also presided over by the three resident Judges of the Queen's Bench. A similar Court would be held in the Districts of *Three Rivers, St. Francis*, and in the other Districts to be hereafter established, presided over by two of the Judges of the Superior Courts of *Montreal*, assisted by each of the resident Judges, and at *Gaspé* by one of the said Judges of the Queen's Bench, assisted by the two resident Judges.

4.—In every District an Inferior Term and Circuit Courts would be held, having jurisdiction to the amount of £20 and above £10. The evidence to be taken in writing, and a summary appeal to be granted to the Court of Appeals at *Montreal* or *Quebec*, as the case might be.

The Superior Term would take cognizance of all other claims.

5. The Sessions of the Peace would be presided over in the Districts of *Montreal, Quebec, Three Rivers* and *Gaspé*, by the Commissioner of Bankrupts in each locality, and in the other Districts by the resident Judge.

6. From the District of *Montreal* would be detached, 1st. the County of *Ottawa*, which would form the District of *Ottawa*, of which *Aylmer* would be the chief place. Two other Districts would be formed on the South side of the river *St. Lawrence*, at the extremity most distant from the City of *Montreal*. From the District of *Quebec* the County of *Saguenay* would be detached and called the District of *Saguenay*, of which *Malbaie* would be the chief place. The Counties of *Rimouski* and *Kamouraska* on the South of the river would form the *Rivière du Loup* District, of which *Rivière du Loup* would be the chief place. A resident Judge would be appointed for each of the new Districts. The Inferior Terms and Circuit Courts would be presided over in the Districts of *Montreal* and *Quebec* by one of the Judges of the Queen's Bench, and in the other Districts by the resident Judge or Judges.

Correspondence.

7. A Clerk and a Sheriff would be appointed for each of the new Districts, the former would also be Clerk of the Peace.

Here is the Plan of the Courts:—

1. The Court of Appeals.—To be held at *Montreal* three times a year for all of the Districts, presided over by the four Judges of the Appeals.

2. The Criminal Court.—To be held at *Montreal* and *Quebec* three times a year, and presided over in each locality by the two resident Judges of Appeals, and also twice a year in the Districts of *Three Rivers* and *St. Francis*, presided over by two of the Judges of the Queen's Bench and the resident Judge, and at *Gaspé* by one of the Judges of the Queen's Bench, and the two resident Judges.

3. Superior Term of the Queen's Bench.—Four times a year, at *Montreal* and *Quebec*, presided by the three Judges of the Queen's Bench and of each locality; and twice a year in the Districts of *Three Rivers, St. Francis*, and *Gaspé*, after the Criminal Term, and presided over by the same Judges; also in the new Districts twice a year, presided over by two of the Judges of the Queen's Bench, and the resident Judge.

4. Inferior Term.—Six times a year in the Districts of *Montreal* and *Quebec*, presided over by one of the Judges of the Queen's Bench; and four times a year in the other Districts, presided over by the resident Judge.

5. Circuit Courts.—Twice a year in all the Districts, presided over in the same manner as the Inferior Term.

6. Sessions of the Peace.—At the same periods as at present.

The foregoing contains pretty nearly my ideas concerning the Judiciary system which the country would require. Although the establishing of the new Districts would, at first sight, seem to entail further expense on the Province, it would, in my opinion, have a contrary effect; and every one will agree with me as soon as the system will have come into operation."

Extract of a Letter addressed to the Honourable *D. Daly*, Provincial Secretary, by *W. K. M'Cord*, Esquire, Circuit Judge of the District of *Quebec*, dated 1st January, 1845.

* * * * * * * *

Circuits.—Each Judge of the Court of Queen's Bench, or Resident Judge for the District of *Quebec*, to perform one Circuit each year, whereof two are to be, while the navigation is open, that is, from the 1st of May to the 1st of November. The third in the latter end of February, with the Jurisdiction similar, and in like Terms to the Inferior Term, Queen's Bench, like powers of evocation, &c., &c., &c.

Circuit on the south shore, not to extend below *Kamouraska*. Jurisdiction of a less extent than those of *Montreal* and *Quebec*, in some respects, should be established in those parts of the Province which their great distance from the said cities would render it absolutely necessary. I would, at present, suggest *Aylmer*, on the *Ottawa*, and the two best adapted

Correspondence.

places on the south shore of the *St. Lawrence;* and should the system of Circuits for the District of *Quebec* not be approved of, I would propose, as separate Districts on the south shore of the River *St. Lawrence, Rivière du Loup.* As a centre, and on the north shore, *Murray Bay* or *Malbaie.* A Court to be held by the Resident Judges of said separate Districts; Jurisdiction the same as the Queen's Bench, in all and every respect, at which said Courts, as well as in Queen's Bench, Superior and Inferior Term; I would propose changing the Law as it now stands, and permit all Farmers to prove their claims as in Mercantile cases, according to the English Law.

Quarter Sessions.—Jurisdiction should also be granted to these Districts. It would probably be as well that the Court of Civil Jurisdiction should be held at the same time. This course would be of great convenience to the people in general, as many would be enabled to attend to their own business, while aiding and assisting in the Administration of Justice. Incalculable advantage would be derived by having a legal person to preside at Courts of Quarter Sessions. In the first place it would afford the Magistrates of the country to aid and assist in the execution of the Criminal Law, and thereby render them more conversant with them, and enable them to perform their duties with advantage to the country, and credit to themselves. In the second place it would cause a great saving to the people individually, as it would save them from the heavy expense to which they are now subjected, when called upon to act as Jurors, sometimes from a distance of one hundred and eighty miles, and this without any remuneration.

Thirdly, it would also save large sums of money to the country, which are now paid for conveyance of Prisoners and remuneration of Witnesses.

It must not be forgotten either, that having the Administration of Criminal Justice near them, particularly at quarterly periods, would tend much to the amelioration of the morals of the people, which is much required when crime goes unpunished for want of the means or power of arresting it.

I am decidedly adverse to the present system of Concurrent Jurisdiction, as injurious to the public and advantageous only to the gentlemen of the Bar, whose interest should give way to public good, as proof of which I will suppose that there are four hundred merchants in *Montreal,* that they sell to four thousand; that these four thousand to at least forty thousand; whose interests are to be considered? assuredly not the four hundred, but the forty-four thousand. It is true that in the present Bill there is a clause, which, to an inexperienced eye, would appear to do away with this difficulty. It is there enacted that no more *costs for witnesses* shall be allowed to the Plaintiff, than if he had sued the Defendant in his own section. But nearly all the cases in which this question would arise are mercantile cases, where one witness is sufficient, and that witness is the Plaintiff's Clerk, who generally resides with him. The Defendant, however, at whatever distance he may live, is bound to bring up his Witnesses. Moreover it must be to the advantage of a Plaintiff that there should be as little cost as possible, for they must be paid before his debt; therefore, the more costs the less principal is to be received by the Plaintiff."

The whole respectfully submitted.

(Signed,) W. KING M'CORD,
Circuit Judge.

Quebec, 1st January, 1845.

Brockville Town Lot Bill.

The Order of the Day for the second reading of the Engrossed Bill from the Legislative Council, intituled, "An Act to authorise the Devisees and Trustees of the Will of the late Honourable *Charles Jones,* to convey a Town Lot therein mentioned to the President and Board of Police of *Brockville,* for the uses and purposes therein mentioned," being read;

Brockville Town Lot Bill.

Mr. *Gowan* moved, seconded by Mr. *Roblin,* that the said Bill be now read a second time.

Mr. *Jessup* moved in amendment, seconded by Mr. *Hall,* that the word "now" in the said motion be struck out, and the words "this day six months" added thereto.

The question having been put upon the motion of amendment, a division ensued, and it passed in the negative.

The question being then put on the main motion, it was agreed to by the House, and

The said Bill was read accordingly.

Mr. *Jessup* moved, seconded by the Honourable Mr. *Baldwin,* that this House do now resolve itself into a Committee of the whole House, on the said Bill.

The question having been put upon the said motion, a division ensued, and it passed in the negative.

Ordered, That the said Bill be read for the third time to-morrow.

Orders of the Day.

Mr. *Smith* of *Frontenac* moved, seconded by Mr. *Roblin,* that the remaining Orders of the Day be postponed until to-morrow.

The question having been put upon the said motion, a division ensued.

Yeas.....11.
Nays.....12.

So it passed in the negative.

Duties of Master and Servant Bill.

The Order of the Day for the second reading of the Bill to regulate the duties between Master and Servant, and for other purposes therein mentioned, being read;

The said Bill was accordingly read, and referred to a Select Committee, composed of the Honourable Mr. *Aylwin,* Mr. *Stewart* of *Bytown,* Mr. *Macdonald* of *Kingston,* Mr. *Smith* of *Frontenac,* and Mr. *Price,* to report thereon with all convenient speed; with power to send for persons, papers, and records.

Moira Mill-Dams Bill.

The Order of the Day for the second reading of the Bill to require Slides of certain dimensions to be erected upon the several Mill Dams in the river *Moira,* in the County of *Hastings,* being read;

The said Bill was accordingly read, and committed to a Committee of the whole House.

Mr. *Lantier* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Lantier* reported that the Committee had gone through the Bill, and had made an amendment thereto, which he was directed to report to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Quebec, British and Canadian School Society Bill.

The Order of the Day for the second reading of the Bill to incorporate the British and Canadian School Society of *Quebec,* being read;

And several Members having retired, the names of those present were taken down as followeth:—

Quorum.

Mr. Speaker,

The Honourable Mr. *Aylwin,* the Honourable Mr. *Baldwin,* Mr. *Boutillier,* Mr. *Cauchon,* Mr. *Chabot,* Mr. *Gowan,* Mr. *Hale,* Mr. *Jessup,* Mr. *Lantier,* Mr. *Laurin,* Mr. *Macdonald* of *Kingston,* Mr. *Méthot,* Mr. *Monro,* Mr. *Murney, Mr. Price,* the Honourable Mr. *Robinson,* Mr. *Roblin,* and Mr. *Stewart* of *Bytown.*

And at twenty minutes past midnight,

The House adjourned for want of a Quorum.

Martis, 12° die Maii.

ANNO NONO VICTORIÆ REGINÆ, 1846.

Petitions laid on the table.

THE following Petitions were severally brought up and laid on the table:—

By Mr. *Méthot*,—The Petition of *Luc Michel Cressé*, of the Parish of *Nicolet*, Esquire.

By Mr. *Roblin*,—The Petition of the Honourable *James Crooks*.

By Mr. *Macdonald* of *Glengary*,—The Petition of *John M'Gillivray* and others, of the Township of *Charlottenburgh* and *Lancaster*, in the County of *Glengary*.

Petition of J. Johnston, Esq. et al. Referred.

Resolved, That the Petition of *James Johnston*, Esquire, and others, of the District of *Dalhousie*, be referred to a Select Committee, composed of Mr. *Johnston*, Mr. *Williams*, Mr. *Armstrong*, Mr. *Hall*, and Mr. *Price*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

On motion of Mr. *Chabot*, seconded by Mr. *Armstrong*,

Quebec Gas and Water Company Incorporation Act Repeal Bill. Quebec Gas Bill. Quebec Water Bill.

Resolved, That a Message be sent to the Honourable the Legislative Council, to communicate to their Honours the Documents, Evidence, and Proofs, upon which are founded the Bills respectively intituled, "An Act to repeal the "Act incorporating the *Quebec* Gas Light and "Water Company," "An Act for Lighting "the City of *Quebec* with Gas," and "An Act "for supplying the City of *Quebec* and parts "adjacent thereto with Water," as requested by their Messages of the Eleventh instant, and to desire that the same may be returned to this House.

Ordered, That Mr. *Chabot* do carry the said Message to the Legislative Council.

On motion of the Honourable Mr. Solicitor General *Taschereau*, seconded by Mr. *Chabot*,

Quebec Fires.

Resolved, That this House do now resolve itself into a Committee of the whole House, to take into consideration the Message of His Excellency the Governor General, relative to the destruction of Property by Fire in the City of *Quebec*.

The House accordingly resolved itself into the said Committee.

Mr. *Brooks* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Brooks* reported that the Committee had come to a Resolution, which he was directed to submit to the House whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Message from Legislative Council.

A Message from the Legislative Council, by *John Fennings Taylor*, Esquire, one of the Masters in Chancery.

Ferries Bill, (U. C.)

MR. SPEAKER,

The Legislative Council have passed the Bill, intituled, "An Act to explain and amend a certain "Act therein mentioned, and to make further pro- "vision concerning Ferries in *Upper Canada*," without any amendment.

And also,

The Legislative Council have passed the following Bills, with amendments, to which they desire the concurrence of the Assembly.

Bank of Upper Canada Charter Bill.

"An Act to amend an Act, intituled, 'An Act to "'extend the Charter of the Bank of *Upper Canada*, "'and to increase the Capital Stock thereof.'"

Midland District Bank Charter Bill.

"An Act to amend an Act, intituled, 'An Act to "'extend the Charter of the Commercial Bank of "'the *Midland* District, and to increase its Capital "'Stock.'"

Common School Bill, (U. C.)

"An Act for the better establishment and main- "tenance of Common Schools in *Upper Canada*."

And then he withdrew.

Messages from Governor General.

The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, delivered to Mr. Speaker two Messages, from His Excellency the Governor General, signed by His Excellency.

And the said Messages were read by Mr. Speaker, all the Members of the House being uncovered, and are as followeth:—

CATHCART.

Quebec and Halifax Railroad.

The Governor General recommends to the consideration of the Legislative Assembly, the expediency of granting a sufficient Sum of Money to defray the expense of a Survey and Estimate for the construction of a Railroad from *Quebec*, the South Eastern Boundary of the Province, to be connected with a Railroad, passing through *New Brunswick* to *Halifax*, in accordance with the views of the Imperial Government; and also to procure a report of such statistical or other information as may fully justify the Legislature of *Canada*, in co-operating with the Legislatures of the Provinces of *Nova Scotia* and *New Brunswick*, in the prosecution of a work of such general importance.

GOVERNMENT HOUSE,
12th May, 1846.

DOWNING STREET,
18th April, 1846.

(Copy,)
No. 55.

MY LORD,

I have the honour to transmit to you the accompanying copy of a Despatch with its enclosures, which I have had occasion to address by this Mail, to the Lieutenant Governor of *Nova Scotia*, upon the subject of the employment of Officers of the Engineer Corps on the survey of the Provinces in British *North America*, through which the projected line of Railroad between *Halifax* and *Quebec* and *Montreal* may pass.

I have &c.,
(Signed,) W. E. GLADSTONE.

Governor General,
the Right Honourable
the Earl CATHCART.

DOWNING STREET,
18th April, 1846.

MY LORD,

I have to acknowledge the receipt of your Lordship's Despatch of the 2nd of April, No. 22, in which you inclose an Address to the Queen from the House of Assembly of *Nova Scotia*, together with certain Resolutions of that House, on the subject of the projected Railroad from *Halifax* to *Quebec* and *Montreal*.

You will I think concur with me in the opinion, that it would at present be premature to enter upon the consideration of the request of the House of Assembly, that the money which may be voted by the House of Commons for the construction of a Military Road, through the British Provinces of *North America*, should be devoted instead to the formation of a Railway.

Whenever the survey, which it is essential should be first undertaken, shall be completed, I shall be pre-

Quebec and Halifax Railroad.

pared to offer my advice to the Queen as to the course which it may be proper to take in reference to the request of the Assembly for the appropriation of these funds to the Railroad.

I am happy to inform you by this early opportunity, that I have recommended the Lords Commissioners of the Treasury to give their sanction to the employment of Officers of Engineers on the Survey in *Nova Scotia*, and the neighbouring British Provinces, for which the House of Assembly has pledged itself to provide, and that instructions in accordance with my wishes on this subject, have been given by their Lordships to the Master General and Board of Ordnance, who will communicate with their Officers in *North America*. I enclose for your information, the copy of a letter which has been addressed by my direction to the Lords Commissioners of the Treasury, together with copies of two letters addressed by their Lordships to the Board of Ordnance, and have to add that I shall hope to be able to make known to your Lordship, at a future and not distant time, the matured intentions of Her Majesty's Government with respect to this Survey.

I have, &c.,
(Signed,) W. E. GLADSTONE.

Lieut. Governor
Viscount FALKLAND,
&c. &c. &c.

(Copy.)

DOWNING STREET,
16th April, 1846.

SIR,

The project of a Railroad between *Halifax* and *Quebec*, having excited considerable attention in the British Provinces in *North America*, as well as in this Kingdom, Mr. Secretary *Gladstone* has been in communication with the Governor General of *Canada*, and the Lieut. Governors of the Provinces concerned in this undertaking, on the preliminary points which it is necessary to determine before any active proceedings can be adopted for the construction of such an important work. Mr. *Gladstone* having, by the Mail which arrived yesterday, received from the Lieut. Governor of *Nova Scotia*, a Despatch enclosing an Address to the Queen, from the House of Assembly of that Province, with resolutions pledging the House to provide for the expense of the Survey of those parts of *Nova Scotia* through which it is expected that the Railway would pass, has directed me to request you would represent to the Lords Commissioners of the Treasury, that as Her Majesty's Government consider the proposed enterprize an object of general as well as Provincial importance, they are desirous of affording their co-operation to the House of Assembly of *Nova Scotia*, in the requisite preliminary measure for which that House has now pledged itself to provide. It will not, however, be sufficient, to restrict the proposed Survey only to *Nova Scotia*. Mr. *Gladstone* does not doubt that the people of *Canada* and *New Brunswick*, have been equally animated by a desire to aid in the formation of some great chain of communication by Railway, between the several Provinces, and (although their Legislatures have not, so far as he is at present aware, adopted proceedings corresponding with those of the Legislature of *Nova Scotia*,) he considers that it will not, on that account, be proper to withhold from the former Provinces, the advantage of the Survey which will be afforded to *Nova Scotia*. The season during which this work can be executed, being necessarily very limited, it would not be advisable to defer its commencement, and Mr. *Gladstone* would therefore impress upon the Lords Commissioners of the Treasury, the expediency of an immediate intimation being made to the Board of Ordnance of the wishes of Her Majesty's Government, that instructions should be conveyed by the ensuing Packet, to the Commanding Engineer in the British Provinces in *North America*, to depute such Officers of that Corps to undertake the Survey in question, as may be selected by the Master General and Board of Ordnance, for that purpose.

Quebec and Halifax Railroad.

I am further to request that the Board of Ordnance may be distinctly apprized that to render this Survey adequate to its object, it will be necessary to examine the question where the Port of Embarkation for *England* would most properly be fixed, having regard to the convenience of the public, the purposes of despatch, and the general safety of the Port and terminus in time of War.

Mr. *Gladstone* hopes to be enabled before the next Packet to consider, in connection with the Master General and Board of Ordnance, the specific instructions which it may be proper to give to these officers.

I am, &c.
(Signed,) JAS. STEPHEN.

C. E. TREVELYAN, Esq.
&c. &c. &c.

(Copy.)

TREASURY CHAMBERS,
17th April, 1846.

SIR,

I am commanded by the Lords Commissioners of Her Majesty's Treasury to acquaint you, for the information of the Master General and Board of Ordnance, that a desire having been expressed by the Legislature of *Nova Scotia* to establish a Railroad between *Halifax* and *Quebec*, and to have the best opinion as to the line which it would be expedient to adopt, their Lordships consider it to be an object of general, as well as Provincial importance, that the best line should be selected; and they therefore request the Board of Ordnance to give to the Legislature of *Nova Scotia* the assistance of such Engineers at present in *North America*, as they may consider qualified for this duty, and to send out to them orders to place themselves without delay in communication with the Governor General of *Canada*, and the Lieutenant Governors of *Nova Scotia* and *New Brunswick*, for the purpose of effecting such a Survey as may enable them to form a judgment as to the line most expedient to be adopted.

I have, &c.
(Signed,) C. E. TREVELYAN.

The Secretary to the Ordnance.

(Copy.)

TREASURY, 18th April, 1846.

SIR,

With reference to my letter, dated the 17th instant, on the subject of the Survey of the proposed Railroad between *Nova Scotia* and *Canada*, I am commanded by the Lords Commissioners of Her Majesty's Treasury, to transmit for the information of the Master General and Board, a copy of a letter from Mr. *Stephen*, dated the 16th instant, stating the wish of Her Majesty's Secretary of State for Colonial affairs, that the Survey in question should embrace a comprehensive plan of communication between the Provinces of *Nova Scotia*, *New Brunswick* and *Canada*, and adverting to certain points to which attention is particularly required; and I am to request that you will move the Master General and Board to send instructions by the Mail about to leave *England* to the Officers of the Royal Engineers in the three Provinces above mentioned, to take early and effectual steps to carry Mr. *Gladstone's* wishes into effect, in communication with the Governor General of *Canada*, and the Lieutenant Governors of *Nova Scotia* and *New Brunswick*.

I have, &c.
(Signed,) C. E. TREVELYAN.

R. BYHAM, Esq., &c. &c. &c.

Duty on Grain.

CATHCART.

The Governor General transmits for the information of the Legislative Assembly, a copy of a Despatch which he has received from Her Majesty's Secretary of State, communicating the reply which the Secretary of State is commanded by the Queen to make to the Address of the 26th March last, to Her Majesty, from the "Commons of *Canada* in Provincial Parliament assembled."

GOVERNMENT HOUSE,
12th May, 1846.

(Copy.)
No. 56.

DOWNING STREET,
18th April, 1846.

MY LORD,

I have received and have laid before the Queen the Address to Her Majesty from the "Commons of *Canada* in Provincial Parliament assembled," dated 26th March, 1846, and enclosed in Your Lordship's Despatch of the 27th of the same month, (No. 30.)

I have received the Queen's commands to instruct Your Lordship to convey to the House of General Assembly the assurance of Her Majesty's gracious desire and intention to pay every regard to the commercial interests of *Canada*, even in the consideration of measures which must be regarded as mainly and properly appertaining to the internal condition of this country, which may be compatible with justice to other classes of her subjects.

I am further commanded by the Queen to state, that having consulted Her confidential advisers on the questions brought under Her notice in this Address, and having been pleased to approve and adopt the opinions submitted to Her by them on that subject, Her Majesty has directed me to explain to Your Lordship those opinions as comprising the substance of the answer, which Her Majesty has to return to the Address of the House of Assembly.

As respects the question immediately affected by the Address, Her Majesty's Government are of opinion, that the reduction of the duty on *Canadian* Wheat, from 1s. to 1d., would fail to have the effect which the Assembly have, it is probable, anticipated and desired. Use and convention, rather than any abstract principle, have established the rule, that in the Customs Law of this Country one shilling per quarter shall be regarded as the standard of a nominal or register duty upon corn. To reduce the charge upon Foreign Corn to a rate corresponding with this description, Her Majesty's Government stands pledged to Parliament; and if Her Majesty's Government were to concede the request which is preferred, the effect would not be the establishment of a minute preference, amounting to 11d. per quarter in favour of *Canadian* Grain, as against the Foreign article, but it would, without doubt, be this, that the same reduction would be applied by Parliament to Foreign Grain also, and an entire equality between the two would thus be still maintained. For this reason Her Majesty's Government are of opinion, that it would not be expedient to propose to Parliament the alteration which it is the object of the Address to recommend.

I have, &c
(Signed,) W. E. GLADSTONE.

Lieutenant General
The Earl CATHCART,
K. C. B.

Crown Lands Department.

The Honourable Mr. *Papineau*, one of Her Majesty's Executive Council, laid before the House, by command of His Excellency the Governor General,

Report of the Commissioners appointed to enquire into the state and organization of the Crown Land Department.

(*For the said Report, see Appendix E.E.*)

Message from Governor General.

The Honourable Mr *Cayley*, one of Her Majesty's Executive Council, delivered to Mr. Speaker a Message from His Excellency the Governor General, signed by His Excellency.

And the said Message was read by Mr. Speaker, all the Members of the House being uncovered, and is as followeth:—

CATHCART.

Revenue and Estimates.

The Governor General transmits to the Legislative Assembly, a Statement of the probable Revenue and Expenditure of the Province, during the year ending the 31st December, 1846, together with an Estimate of the sums required for the Service of the same year: and, in conformity to the provisions of the 57th clause of the Union Act, he recommends these Estimates to the House of Assembly.

GOVERNMENT HOUSE,
Montreal, 12th May, 1846.

(*For the Estimates accompanying the said Message, see Appendix C.*)

Duty on Wheat and Flour.

The Honourable Mr. *Robinson*, from the Select Committee appointed to prepare and report the draught of an humble Address to the Queen's Most Excellent Majesty, praying that, in case any change is made in the Law regulating the admission of Foreign Wheat and Flour into the British Markets, due regard may be had to the interests of Her Majesty's subjects in this Province, presented to the House the Address prepared by the said Committee, which Address was again read at the Clerk's table, and agreed to by the House, and is as followeth:—

Address to Her Majesty.

To the Queen's Most Excellent Majesty.

MOST GRACIOUS SOVEREIGN,

We, Your Majesty's dutiful and Loyal Subjects, the Commons of *Canada*, in Parliament assembled, respectfully beg leave to address Your Majesty, on a subject of the highest importance to the inhabitants of this Province.

We assure Your Majesty, that while we have seen with unmingled satisfaction, the happiness and prosperity of the people of this Colony advancing in steady and successful progression, under that moderate system of Protection of her staple productions, Grain and Lumber, which Your Majesty, and Your Imperial Parliament have hitherto graciously secured to them, we feel that we should be wanting in our duty, as well to Your Majesty, as to our Constituents, did we fail earnestly to represent to Your Majesty, that we view with serious apprehension and alarm, as detrimental to the best interests of this Colony, the adoption of the proposed principle of commercial intercourse, now under the consideration of the Imperial Parliament.

We cannot but fear that the abandonment of this Protective Principle, the very basis of the Colonial Commercial System, is not only calculated materially to retard the Agricultural Improvement of the Country, and check its hitherto rising prosperity, but seriously to impair our ability to purchase the Manufactured Goods of *Great Britain*, a result alike prejudicial to this Colony and the Parent State.

We feel truly grateful to Your Majesty for enabling us, by guaranteeing the payment of £1,500,000, to undertake many valuable Public Improvements, which are now approaching to completion, and which, under the existing Laws, would ultimately prove productive; but should the Duties on Foreign and Colonial Produce, entering the United Kingdom, be assimilated as at present proposed by Your Majesty's Imperial Government, it is much to be appre-

Address to Her Majesty.

hended, that the Agriculturists of this Province will be deprived of a fair and remunerative price for their surplus produce, and that, consequently, the increase of our staple products which was reasonably anticipated, will be checked to such an extent, as materially to lessen the prospect of our Canal and other Public Works, proving as productive as we had reason to expect.

We respectfully represent to Your Majesty, that, situated as *Canada* is, and with a climate so severe as to leave barely one-half the year open for intercourse by the *St. Lawrence* with the Mother Country, the cost of transporting her products to market, is much greater than is paid by the inhabitants of the *United States*, and that, without a measure of protection or some equivalent advantage, we cannot successfully compete with that country.

It, therefore, becomes our duty, as faithful subjects of Your Majesty, to point out what we sincerely believe must be the result of measures which have for their object the repeal of the laws affording protection to the Canadian Export Trade. First, it will discourage those at present engaged in Agricultural pursuits from extending their operations. Secondly, it will prevent the influx of respectable Emigrants from the Mother Country, who have for many years past settled in large numbers on the Waste Lands of the Province, and who, by their industry and capital, have materially contributed to that rapid advancement of the Country which we have before noticed. And, lastly, it is much to be feared, that, should the inhabitants of *Canada*, from the withdrawal of all protection to their staple products, find that they cannot successfully compete with their neighbours of the *United States*, in the only market open to them, they will naturally and of necessity begin to doubt, whether remaining a portion of the British Empire, will be of that paramount advantage which they have hitherto found it to be. These, we humbly submit, are considerations of grave importance, both to Your Majesty and the people of this Province, and we trust we need not assure Your Majesty, that any change which would tend in the remotest degree to weaken the ties that have for so many years—and under trying circumstances—bound the people of *Canada* to that Land which they are proud to call their Mother Country, would be viewed as the greatest misfortune which could befall them.

We would further remind Your Majesty, that while, in compliance with the recommendations of the Imperial Government, we have passed a law repealing all duty on American Produce, coming through our Country for exportation, no similar advantage is accorded by the American Government to the people of this Province; but that duties, amounting in most cases to prohibition, are rigorously maintained by that Government on every article of ours entering into their Ports. The disadvantage we must labour under in this respect, is so apparent, that we respectfully request Your Majesty will be pleased to cause the necessary steps to be taken for opening a negociation with the Government of the *United States*, for the admission of our products into their Ports, on the same terms that theirs are admitted into those of *Great Britain* and this Colony.

We also humbly request, that Your Majesty will favourably consider the justice of admitting the products of this Province, generally, into the Imperial Ports free of duty, as the expense of transportation, is in itself, all the protection which our fellow subjects in the United Kingdom can reasonably expect, as respects the imports from a Colony situated at such a distance from the Mother Country, and with Ports closed to commerce for so large a portion of the year; and we the more confidently appeal to Your Majesty's justice upon this point, as the relief that we seek, in this particular, is in strict accordance with the very principles upon which the changes that we deprecate are based, as well as to the assurance received through Your Majesty's Secretary of State, that it is the desire of Your Majesty's Government that the Trade of *Canada* should, in all respects, approach as nearly to perfect freedom, as the wishes of its inhabitants and the exigencies of the public Revenue may permit.

Address to Her Majesty.

While the subject that we have thus brought under the notice of Your Majesty, embraces other points requiring the gravest deliberation, and calling for the most favourable consideration on the part of the Imperial Authorities; Your Majesty's faithful Commons have felt it to be their duty to Your Majesty, to the Imperial Parliament, and the Mother Country, and to their own Constituents, to lose no time in at once approaching Your Majesty, with the declaration of their views upon that part of it embraced in their present Address, and to which, renewing their assurance of devoted attachment to Your Majesty's Person and Government, they earnestly entreat Your Majesty's most gracious and favourable consideration.

Resolved, That an humble Address be presented to His Excellency, the Governor General, praying that His Excellency will be pleased to cause the humble Address of this House to Her Most Gracious Majesty the Queen praying that in case any change is made in the Law regulating the admission of Foreign Wheat and Flour into the British Markets, due regard may be had to the interests of Her Majesty's Subjects in this Province, to be transmitted to Her Majesty's Government to be laid at the Foot of the Throne.

Ordered, That the said Addresses to Her Majesty, and to His Excellency the Governor General, be Engrossed.

Ordered, That the said Addresses be presented to His Excellency the Governor General, by such Members of this House as are of the Honourable the Executive Council of this Province.

Railroad Bills.

The Honourable Mr. *Robinson*, from the Select Committee on Railroad Bills, with power to report from time to time, presented to the House the Sixth Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Montreal and Kingston Railroad Bill.

Your Committee have had under their consideration the Bill to Incorporate "the *Montreal* and "*Kingston* Railroad Company," and have made several amendments thereto, which they submit to your Honourable House.

Montreal and Lachine Railroad Bill.

Your Committee have also considered the Bill to Incorporate "the *Montreal* and *Lachine* Railroad "Company," referred to them, and have made several amendments thereto, which they also submit to your Honourable House.

On motion of the Honourable Mr. *Robinson*, seconded by Mr. *Macdonell* of *Dundas*,

Montreal and Lachine Railroad Bill.

Ordered, That the Bill to incorporate "the *Montreal* and *Lachine* Railroad Company," as reported by the Select Committee on Railroad Bills, be committed to a Committee of the whole House to-morrow.

On motion of the Honourable Mr. *Robinson*, seconded by Mr. *Macdonell* of *Dundas*,

Montreal and Kingston Railroad Bill.

Ordered, That the Bill to incorporate "the *Montreal* and *Kingston* Railroad Company," as reported by the Select Committee on Railroad Bills, be committed to a Commitee of the whole House, to-morrow.

Etobicoke Road Bill.

Mr. *Boulton*, from the Select Committee to which was referred the Bill to incorporate certain persons under the name of "the *Etobicoke* and *Mono* Sixth Line Road Company," reported that the Committee had gone through the Bill, and had made several

amendments thereto, which amendments were again read at the Clerks's table.

Ordered, That the said Bill and Report be committed to a Committee of the whole House to-morrow.

Printed.

Mr. *LeMoine* moved, seconded by Mr. *Murney*, that five hundred copies of the Report of the Commissioners appointed to enquire into the state and organization of the Crown Land Department, be printed for the use of the Members of this House.

Mr. *Hall* moved in amendment, seconded by Mr. *Macdonald* of *Kingston*, that the words "five hundred" in the said motion be struck out, and the words "one thousand" substituted.

The question having been put upon the motion of amendment, a division ensued, and it was carried in the affirmative.

The question being then put on the main motion, as amended, it was agreed to by the House, and

Ordered, Accordingly.

On motion of Mr. *Boulton*, seconded by Mr. *Macdonald* of *Kingston*,

Bank of Upper Canada Charter Bill.

Ordered, That the amendments made by the Legislative Council to the Bill, intituled, "An Act to amend an Act intituled, 'An Act to extend the Charter of the Bank of *Upper Canada*, and to increase the Capital Stock thereof,'" be now taken into consideration.

The House proceeded accordingly to take the said amendments into consideration;

And the said amendments were read, and are as followeth:—

IN THE BILL.

Line 25.—Leave out from "and" to "debts," in line 33 both inclusive.

IN THE PREAMBLE.

Line 6.—After "prayer" insert "to the extent "hereinafter mentioned."

And the said amendments being again read, they were agreed to by the House.

Ordered, That Mr. *Boulton* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendments.

On motion of Mr. *Macdonald* of *Kingston*, seconded by Mr. *Hall*,

Midland District Bank Charter Bill.

Ordered, That the amendments made by the Legislative Council, to the Bill intituled, "An Act to amend an Act intituled, 'An Act to extend the Charter of the Commercial Bank of the *Midland* District, and to increase its Capital Stock,'" be now taken into consideration.

The House proceeded accordingly, to take the said amendments into consideration;

And the said amendments were read, and are as followeth:—

IN THE BILL,

Line 34.—Leave out from "and," to "debts," in line 40, both inclusive.

IN THE PREAMBLE,

Line 9.—After "prayer," insert "to the extent hereinafter mentioned."

And the said amendments being again read, they were agreed to by the House.

Ordered, That Mr. *Macdonald* of *Kingston*, do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendments.

On motion of the Honourable Mr. *Laterrière*, seconded by Mr. *Christie*,

Address, Saguenay Fire.

Resolved, That an humble Address be presented to His Excellency the Governor General, conveying to him the thanks of this House, for His Message to this House, of the Eleventh instant, relative to the recent extensive and destructive fire, in the County of *Saguenay*.

Address, Saguenay Fire.

Ordered, That the said Address be presented to His Excellency the Governor General, by such Members of this House, as are of the Honourable the Executive Council of this Province.

Nicolet Registry Office Bill.

Ordered, That Mr. *Méthot* have leave to bring in a Bill to provide for the removal of the Registry Office, of the County of *Nicolet*, from the place where it is now held, to *Bécancour*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time to-morrow.

Yamaska Circuit Court and Registry Office Bill.

Ordered, That Mr. *Méthot* have leave to bring in a Bill to provide for the removal of the place of holding the Circuit Court and the Registry Office, in the County of *Yamaska*, from *LaBaie* to *St. Francois*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time to-morrow.

Matthews Attainder Bill.

Ordered, That Mr. *Monro* have leave to bring in a Bill to reverse the attainder of *Peter Matthews*, and to avoid the forfeiture of his Estates and Property.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time to-morrow.

Upper and Lower Canada Division Line Bill.

Ordered, That the Honourable Mr. *Papineau* have leave to bring in a Bill to declare and establish the Division Line between *Upper* and *Lower Canada*, from the River *St. Lawrence* to the River *Ottawa*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Friday next.

Land Patents Bill.

Ordered, That Mr. *Thompson* have leave to bring in a Bill, to give effect to Letters Patent, for Lands, in cases where the Grantee has died before the completion of the same, and for other purposes therein mentioned.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

On motion of Mr. *Laurin*, seconded by Mr. *Méthot*,

Address, River Duchêne Bridge.

Resolved, That an humble Address be presented to His Excellency the Governor General; praying he will be pleased to cause to be laid before this House, copies of all Correspondence between the Provincial Secretary, and the Chairman of the Board of Works, relative to a Sum of Money voted by the Legislature, during the last Session, for the construction of a Bridge over the *Rivière Duchêne*, in the County of *Lotbinière*.

Ordered, That the said Address be presented to His Excellency the Governor General, by such Members of this House, as are of the Honourable the Executive Council of this Province.

Private Bills.

Mr. *Hale* moved, seconded by Mr. *Petrie*, that the time for receiving Reports of Committees on Private Bills, be extended until this day week.

The question having been put upon the said motion, a division ensued, and it was carried in the affirmative, and

Ordered, Accordingly.

Adjournment. Mr. *Laurin* moved, seconded by Mr. *Chabot*, that when this House doth adjourn to-morrow, it will adjourn until Thursday at ten o'clock in the forenoon.

The question having been put upon the said motion, a division ensued, and it passed in the negative.

Superior Courts, (U.C.) *Ordered,* That the Message of His Excellency the Governor General, respecting the accommodation of the Superior Courts of Justice in *Upper Canada*, be referred to the Committee of the whole House on the Supply granted to Her Majesty.

Moira Mill Dams Bill. Mr. *Lantier*, from the Committee of the whole House, on the Bill to require Slides of certain dimensions to be erected upon the several Mill Dams in the River *Moira*, in the County of *Hastings*, reported, according to Order, the amendment made by the Committee to the said Bill, which amendment was again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill, as amended, be Engrossed.

Supply. The Order of the Day for the House in Committee on the Supply granted to Her Majesty, being read;

The Honourable Mr. *Baldwin* moved, seconded by the Honourable Mr. *LaFontaine*, that this House can never admit the existence of a constitutional right in the Crown or Parliament of the United Kingdom, to grant or appropriate any monies raised upon Her Majesty's subjects in this Province, by whatever means or in whatever manner, without the free consent of their representatives in Provincial Parliament; and they do therefore, now when about to enter upon the consideration of the grant of a Civil List to Her Majesty, solemnly protest against the assumption of the power to make such grant and appropriation contained in the Act of the Imperial Parliament, for the Re-union of the late Provinces of *Upper* and *Lower Canada*.

The Honourable Mr. *Cayley* moved in amendment, seconded by the Honourable Mr. *Moffatt*, that all the words after "that," in the said motion, be struck out, and the following substituted, "the appropriation of "monies raised upon Her Majesty's subjects in this "Province can only be constitutionally made by their "representatives in Provincial Parliament, and that "however the peculiar circumstances of the *Canadas* at "the period of passing the Act of the Imperial Par-"liament, intituled, 'An Act to re-unite the Pro-"'vinces of *Upper* and *Lower Canada*, and for the "'government of *Canada*,' may have rendered expe-"dient the appropriation of the Civil List therein "contained, this House solemnly protests against the "acquiescence in that appropriation being drawn "into a precedent for the future, for an appropriation "of the Public Revenues of *Canada*, by any other "authority than that of the Legislature of this Pro-"vince."

The question having been put upon the motion of amendment, a division ensued.

Yeas,.....28.
Nays,.....23.

So it was carried in the affirmative.

The question being then put on the main motion, as amended, it was agreed to unanimously, and

Resolved, Accordingly.

The House then resolved itself into a Committee on the Supply granted to Her Majesty.

Mr. *Laurin* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

Supply. And Mr. *Laurin* reported that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, That the said Committee have leave to sit again to-morrow.

G. H. Ryland, Esq. The Order of the Day for taking into consideration the Address to Her Majesty, praying that the claims of *George H. Ryland*, Esquire, as therein stated and set forth, may be taken into Her Majesty's most favourable consideration, being read;

The House proceeded accordingly to take the said Address into consideration;

And the said Address being again read, and the question being put thereon, it was agreed to by the House.

Resolved, That an humble Address be presented to His Excellency the Governor General, praying that His Excellency will be pleased to cause the humble Address of this House to Her Most Gracious Majesty the Queen, praying that the claims of *George H. Ryland*, Esquire, as therein stated and set forth, may be taken into Her Majesty's most favourable consideration, to be transmitted to Her Majesty's Government, to be laid at the Foot of the Throne.

Ordered, That the said Addresses to Her Majesty and to His Excellency the Governor General be Engrossed.

Ordered, That the said Addresses be presented to His Excellency the Governor General, by such Members of this House as are of the Honourable the Executive Council of this Province.

Orders Postponed. *Ordered,* That the remaining Orders of the Day be postponed until to-morrow.

Then, on motion of the Honourable Mr. *Viger*, seconded by the Honourable Mr. *Daly*,

The House adjourned.

Mercurii, 13° *die Maii.*

ANNO NONO, VICTORIÆ REGINÆ, 1846.

Petitions laid on the table. THE following Petitions were severally brought up and laid on the table:—

By Mr. *Christie*,—The Petition of *Charles Turgeon* of the City of *Quebec*, Esquire.

By Mr. *Dickson*,—The Petition of *Rowley Kilborn* and others, of *Clinton*, in the District of *Niagara*.

By Mr. *Brooks*,—The Petition of the Reverend *J. Taylor* and others, members of the United Church of *England* and *Ireland*, in *Eaton*, in the Diocese of *Quebec*.

By the Honourable Mr. *LaFontaine*,—The Petition of the Reverend *C. T. Caron* and others, of the Parish of *St. Martin*.

Moira Mill Dams Bill. An Engrossed Bill to require Slides of certain dimensions to be erected upon the several Mill Dams in the River *Moira*, in the County of *Hastings*, was read for the third time.

Resolved, That the Bill do pass, and the title be, "An Act to require Slides of certain dimensions "to be erected upon the several Mill Dams in the "River *Moira*, and its tributaries, in the District "of *Victoria*."

Ordered, That Mr. *Murney* do carry the said Bill to the Legislative Council, and desire their concurrence.

Petitions read. Pursuant to the Order of the Day, the following Petitions were read:—

Of *Flavien Vallerand*, of the city of *Montreal*; praying to be paid his salary as Clerk of the Municipal Council of *Richelieu*.

Of *L. M. Cressé*, Esquire, and others, the Municipal Council of the Parish of *St. Jean Baptiste de Nicolet*; praying that the monies proceeding from Tavern Licenses be paid into the hands of the Secretary-Treasurer of the Parish without the formalities now required by law; and that they may be allowed to recommend such persons as they shall think fit to obtain Licenses, and to regulate the number thereof.

Of *J. B. Barnardin* and others, of the Township of *Kingsey*, in the District of *St. Francis*; praying for an aid to enable them to repair a certain road in the said Township.

Of *Alexander M'Leod* of *Stamford*; praying for redress and compensation for injury and loss sustained by him in consequence of his false imprisonment by the Government of the *United States* in 1841.

Of the Reverend Messire *LeBourdais* and others, of the Parish of *St. Antoine de la Rivière du Loup*, in the District of *Three Rivers*; praying that the existing laws relating to Winter Roads be not repealed.

Of *William Smyth* and others, of the Township of *Gloucester*, in the District of *Dalhousie*; praying for the construction of a Road from the Town of *Bytown* to the River *St. Lawrence*, through the County of *Dundas*.

Of *George Watson* and others, of the Township of *Sarnia*; praying that the Imperial Act for the disposal of the Clergy Reserve Lands may not be interfered with.

Of *Henry Burritt* and others, of the Township of *Oxford* and its vicinity; praying that the contemplated Plank Road to connect the *Ottawa* River at *Bytown* with the *St. Lawrence* may pursue a certain course from *Prescott*, intersecting the Village of *Kemptville*. Petitions read.

Of the Reverend *Richard Anderson* and others, members of the United Church of *England* and *Ireland*, in the Diocese of *Quebec*; praying that measures may be adopted for vesting in the Church Society of the Diocese of *Quebec*, for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall correspond with their share of the income arising from the same.

Of *N. Sparks* and others, of *Bytown*; praying that steps may be taken to restore to them certain lands in the said Town, of which the Ordnance Department has taken possession, but which have not been used for the public service.

Resolved, That the Petition of *N. Sparks* and others, of *Bytown*, be referred to a Select Committee composed of Mr. *Stewart* of *Bytown*, Mr. *Gowan*, Mr. *Macdonald* of *Kingston*, Mr. *Brooks*, and Mr. *Johnston*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers and records. Petition of N. Sparks, referred.

Returns to Addresses. The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, laid before the House by command of His Excellency the Governor General,

Return to an Address from the Legislative Assembly to His Excellency the Governor General, dated the 5th instant, praying His Excellency to cause to be laid before them "a Return of the names of all Officers employed in the Office of the Provincial Secretary, the period of their service, whether permanent or temporary, how long they have been employed, and the amount of their respective Salaries."

Provincial Secretary's Office. RETURN of the Names of all Officers employed in the Office of the Provincial Secretary; the period of their Service,—whether permanent or temporary; how long they have been employed; and the Amount of their respective Salaries; prepared in compliance with an Address of the Legislative Assembly, dated 5th May, 1846. Provincial Secretary's Office.

	Name.	Office.	Date of Appointment.	Permanent or Temporary.	Salary.	Remarks.
					£ s. d.	
1	James Hopkirk	Assist. Sec. (West)	10th February, 1841	Permanent.	550 0 0	
2	Christopher Dunkin ...	do (East)	19th July do		550 0 0	
3	T. D. Harington	Chief Clerk ...	1st November, 1832		300 0 0	
4	Grant Powell ...	2nd do ...	May, 1839 ...		222 4 4	
5	Thomas Ross	3rd do ...	November, 1839 ...		222 4 4	
6	Henry Jarmy ...	4th do ...	28th January, 1842		175 0 0	
7	Henry E. Steele	5th do ...	11th August, 1841...		175 0 0	Temporary from 26th August, 1841.
8	W. H. Jones... ...	6th do ...	9th June, 1842 ...		175 0 0	do 1st August, 1842.
9	A. R. Roche	7th do ...	1st April, 1844 ...		175 0 0	do from the Union.
10	C. J. Birch	8th do ...	1st August, 1845 ...		175 0 0	do 4th August, 1845.
11	C. St. G. Yarwood ...	9th do ...	14th March, 1846 ...		175 0 0	
12	Sabin Têtu	10th do ...	23rd October, 1843	Temporary.	7s 6d p. day.	Employed first at 5s.
13	W. R. Wright	11th do ...	24th April, 1844 ...		5s. do	
14	P. E. M'Keon ...	12th do ...	5th September, do ...		5s. do	
15	J. L. Alpass	13th do ...	16th February, 1846		7s. 6d. do	
16	T. H. Croasdaile ...	14th do ...	21st April, do			

Exclusive of Messengers.

PROVINCIAL SECRETARY'S OFFICE,
Montreal, 12th May, 1846.

Provincial Revenue.

Also,

Return to an Address of the Legislative Assembly, to His Excellency the Administrator of the Government, dated the 20th ultimo, praying that His Excellency would be pleased to direct the Inspector General to lay before them, "a Return of the Receipt and Expenditure of the Provincial Revenue, specifying the sources from which derived, and the amounts paid for each separate Branch of the Public Service, for the years 1844 and 1845, divided under the following heads; Amount of Public Debt and Interest paid thereon; Civil Government, Administration of Justice, Legislature, Pensions, Militia, Education, Agricultural Societies, Hospitals and Charitable Institutions, Public Works, maintenance of Light Houses, Emigration, Police, and Miscellaneous Expenses.

(*For the said Return, see Appendix F. F.*)

Petitions Referred:—

R. Defries.

Ordered, That the Petition of *Robert Defries* be referred to the Standing Committee on Contingencies.

M. N. Tousignant, and J. B. Laliberté.

Ordered, That the Petition of *M. Nöel Tousignant,* of the County of *Lotbinière,* and the Petition of *Jean Baptiste Laliberté,* Lieutenant in the first Battalion of Militia, of the County of *Lotbinière,* be referred to the Select Committee to which was referred the Bill for the better regulation of the Militia of this Province.

J. Wilson, Esq.

Ordered, That the Petition of *John Wilson,* of *London,* in the District of *London,* be referred to the Select Committee to which was referred the Petition of *William Hillis* and others, of the District of *London.*

Report on Crown Land Department.

Resolved, That the Report of the Commissioners appointed to enquire into the state and organization of the Crown Land Department, with the accompanying Documents, be referred to a Select Committee, composed of Mr. *Thompson,* the Honourable Mr. *Robinson,* Mr. *Hall,* Mr. *Williams,* and Mr. *Chabot,* to report thereon with all convenient speed; with power to send for persons, papers, and records.

Brockville Town Lot Bill.

The Order of the Day for the third reading of the Engrossed Bill from the Legislative Council, intituled, "An Act to authorise the Devisees and Trustees of the Will of the late Honourable *Charles Jones,* to convey a Town Lot therein mentioned, to the President and Board of Police of *Brockville,* for the uses and purposes therein mentioned," being read;

The Honourable Mr. *Baldwin* moved, seconded by Mr. *Taché,* that the said Bill be read for the third time on this day week.

The question having been put upon the said motion, a division ensued, and it passed in the negative.

The said Bill was then read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Gowan* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath passed the same, without any amendment.

Railroad Bills.

The Honourable Mr. *Robinson,* from the Select Committee on Railroad Bills, with power to report from time to time, presented to the House, the Seventh Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Quebec and Melbourne Railroad Bill.

Your Committee have taken into consideration the Bill referred to them, to Incorporate "the *Quebec* and "*Melbourne* Railroad Company," and have made several amendments thereto, which they submit to your Honourable House.

Ordered, That the Bill to incorporate "the *Quebec* and *Melbourne* Railroad Company," as reported by the Select Committee on Railroad Bills, be committed to a Committee of the whole House to-morrow.

Quebec and Melbourne Railroad Bill.

Mr. *Hale,* from the Standing Committee on Private Bills, presented to the House the Sixteenth Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Private Bills.

Your Committee have examined the Bill to Incorporate the *Toronto* Mechanics' Institute, and have agreed to recommend the same without amendment.

Toronto Mechanics Institute Bill.

Ordered, That the Bill to incorporate the *Toronto* Mechanics' Institute, as reported by the Standing Committee on Private Bills, be committed to a Committee of the whole House, to-morrow.

Quebec Fires.

Mr. *Brooks,* from the Committee of the whole House, on the Message of his Excellency the Governor General, relative to the destruction of property by fire in the City of *Quebec,* reported, according to order, the Resolution of the said Committee; which Resolution was again read at the Clerk's table, and agreed to by the House; and is as followeth:—

Resolved, That it is expedient to authorize the issue of Debentures on the credit of the Province, to an amount not exceeding one hundred thousand pounds, currency, at a rate of interest not to exceed five pounds per centum, to be employed in assisting by loan those persons who, having had their houses and buildings destroyed by the late Fires in the City of *Quebec,* are desirous of rebuilding; the said loan to be at a rate of interest not exceeding three pounds per centum, on due security being given for the return thereof.

Bill.

Ordered, That Mr. Solicitor General *Taschereau* have leave to bring in a Bill enabling Her Majesty to direct the issue of Debentures to a limited amount, and for giving relief to the City of *Quebec.*

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Friday next.

"Odd Fellows" Estate Bill.

The Order of the Day for the second reading of the Bill to enable the several Lodges of the Society of "Odd Fellows," to hold Real and Personal Estate in this Province, being read;

Ordered, That the said Bill be read a second time this day week.

Winter Road Bill.

The Order of the Day for the second reading of the Bill to amend certain Ordinances and an Act relative to Winter Roads in *Lower Canada,* being read;

The Honourable Mr. *DeBleury* moved, seconded by Mr. *Hale,* that the said Bill be now read a second time.

Mr. *Jobin* moved in amendment, seconded by Mr. *Lacoste,* that the word "now," in the said motion, be struck out, and the words "this day six months," added thereto.

The question having been put upon the motion of amendment, a division ensued; and the names being called for, they were taken down, as followeth:—

YEAS.

Messieurs *Armstrong, Baldwin, Berthelot, Bertrand, Boulton, Boutillier, Cauchon, Chabot, Chauveau, Daly, Desaunier, DeWitt, Jobin, Lacoste, LaFontaine, Lantier, Laterrière, Laurin, LeMoine, Leslie, Méthot, Murney, Nelson, Price, Roblin, Smith* of WENTWORTH, *Taché,* and *Viger.*—(28.)

NAYS.

Messieurs *Brooks, Colvile, Cummings, DeBleury, Foster, Gowan, Hale, Macdonald* of CORNWALL,

Macdonald of GLENGARY, *M^c Connell, Moffatt, Petrie, Robinson, Smith* of FRONTENAC, *Stewart* of BYTOWN, and *Stewart* of PRESCOTT.—(16.)

So it was carried in the affirmative.

The question being then put on the main motion, as amended, it was agreed to by the House, and

Ordered, That the said Bill be read a second time this day six months.

Message from Legislative Council.

A Message from the Legislative Council by *John Fennings Taylor*, Esquire, one of the Masters in Chancery.

MR. SPEAKER,

"Les Dames "Religieuses de "Notre Dame "de Charité "du bon Pas- "teur" Incorporation Bill.

The Legislative Council have passed the Bill, intituled, "An Act to incorporate *Les Dames Re-* "*ligieuses de Notre Dame de Charité du Bon Pasteur*, "at *Montreal*, for the care and reformation of Female "Penitents," without any amendment.

And also,

The Legislative Council have passed the following Bills, with amendments, to which they desire the concurrence of the Assembly:—

Kingston Incorporation Bill.

"An Act to incorporate the Town of *Kingston* as "a City."

Hastings Titles Bill.

"An Act to remedy certain defects in the Regis- "tration of Titles in the County of *Hastings*, in "*Upper Canada*."

Toronto and Huron Railroad Bill.

"An Act to amend an Act passed in the eighth "year of Her Majesty's Reign, intituled, 'An Act "'to amend an Act passed in the sixth year of the "'Reign of His late Majesty King *William* the "'Fourth, entitled, 'An Act to incorporate the "'City of *Toronto* and Lake *Huron* Railroad Com- "'pany.'"

And then he withdrew.

Return to Address.

The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, laid before the House, by command of His Excellency the Governor General,

River Delisle Bridge.

Return to an Address of the Legislative Assembly, to His Excellency the Governor General, praying His Excellency to cause the proper Officer to lay before the House "Copy of any Report made by the Board of Works, (if any has been made,) on the Petition of *Leonard Ravarie* and others, presented to the Legislature during last Session, praying for an aid to construct a Bridge over the River *Delisle*, in the Parish of *St. Ignace*, in the County of *Vaudreuil*."

(Copy.)

BOARD OF WORKS,
Montreal, 23rd March, 1846.

SIR,

I have the honour to return, herewith, the Memorial respecting the building of a Bridge over the *Rivière à Delisle*, referred to me for report.

I transmit also, for the information of His Excellency the Administrator of the Government, the Report, Plan, and Estimate of the Engineer, of the cost of constructing a Bridge in the position referred to.

I have, &c.
(Signed,) T. A. BEGLY,
Secretary.

Honourable D. DALY,
Secretary of the Province,
&c., &c., &c.

ENGINEER OFFICE,
Beauharnois, 6th March, 1846.

River Delisle Bridge.

SIR,

With reference to your Letter of the 21st of November, enclosing a Petition from certain inhabitants of the Parish of *St. Ignace*, for the construction of a Bridge over "*La Rivière à Delisle*," at that place, and directing me to examine and report upon the site, and make an estimate of the cost of constructing such a Bridge, I have the honour to state, for the information of the Board, that I have visited the place, and made the examinations necessary to enable me to furnish the required data.

The old Bridge referred to in the Petition is situated about a mile and a half from the *St. Lawrence*, at which place "*La Rivière à Delisle*" presents nearly the same section as at the site of the Bridge at *Coteau du Lac* Fort. It is about 110 feet in width, with shelving banks, and varies in depth from one to four feet. The extreme rise of the water is about five feet.

The accompanying Plan is designed with the view of constructing the work on the most economical scale, consistent with rendering it capable of resisting the action of the ice, floating timber, &c.; I estimate the cost as follows:—

Quantities.	Description.	Price.	Amount. £.	s.	d.
3670 cub. ft.	White Pine	8½d per ft.	129	19	7
6020 ft. B.M.	Ditto ditto sawed	60s. per 1000 ft.	18	1	3
1998 lbs.	Iron Boiler plate bolts, &c.....	6d. per lb.	49	19	9
150 cub. yds.	Loose Stone in pier and abutments	2s. per yd.	15	16	0
	Embankment in approaches, &c....		25	0	0
			£238	16	7

The total amount, two hundred and thirty-eight pounds, sixteen shillings and sevenpence, includes the cost of all materials; but supposing these, with the exception of the iron, to be provided and delivered at the site of the Bridge by the Petitioners, as they express their readiness to do, the above estimate will be thereby reduced by about £105, leaving for the cost of construction £133 16s. 7d. A Trust Bridge, of a single span, with stone abutments, similar to that over the same river at *Coteau du Lac* Fort, would cost about £325. The situation of the Bridge is on a by-road, not much travelled, except by the inhabitants on the south side of *La Rivière à Delisle*, between the site of the present Bridge and the village of *St. Polycarpe*, a distance of seven miles.

I return you, herewith, the Petition, with Mr. *Lantier's* letter attached, and

Remain, &c.
(Signed,) W. SHANLY.

Montreal Vote by Ballot Bill.

The Order of the Day for the second reading of the Bill to amend an Act therein mentioned, and to establish the Vote by Ballot in the Election of Councillors and Assessors of and for the City of *Montreal*, being read;

The said Bill was accordingly read, and referred to a Special Committee, to report thereon with all convenient speed; with power to send for persons, papers, and records.

Ordered, That Mr. *Leslie*, Mr. *Drummond*, Mr. *DeWitt*, Mr. *Macdonald* of *Kingston*, and Mr. *Hale*, do compose the said Committee.

Mr. *Macdonald* of *Cornwall*, moved, seconded by Mr. *Petrie*, that it be an instruction to the said

Committee to strike out that part of the Bill which relates to the Vote by Ballot.

The question having been put upon the said motion, a division ensued:—

Yeas.....26
Nays.....23

So it was carried in the affirmative, and

Ordered, Accordingly.

Grand River Floods.

The Order of the Day for the House in Committee on the Report of the Select Committee to which was referred the Petition of *Robert H. Bruce*, Esquire, and others, inhabitants residing on the *Grand* River, in the County of *Haldimand*, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Cummings* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair.

On motion of the Honourable Mr. Attorney General *Draper*, seconded by the Honourable Mr. *Cayley*,

Common School Bill, (U. C.)

Ordered, That the amendment made by the Legislative Council to the Bill, intituled, "An "Act for the better establishment and main- "tenance of Common Schools in *Upper Canada*," be now taken into consideration.

The House proceeded accordingly to take the said amendment into consideration.

And the said amendment was read, and is as followeth:—

Press 17, Line 1.—After "School" insert "and "from any Common School "District."

And the said amendment being again read, and the question being put thereon, it passed in the negative.

Resolved, That a Select Committee composed of the Honourable Mr. Attorney General *Draper*, Mr. *Macdonald* of *Kingston*, and Mr. *Price*, be appointed to draw up Reasons to be offered to the Legislative Council, at a Conference, for disagreeing to the amendment made by their Honours to the Bill, intituled, "An Act for the "better establishment and maintenance of Com- "mon Schools in *Upper Canada*."

The Honourable Mr. Attorney General *Draper*, from the Select Committee appointed to draw up Reasons to be offered to the Legislative Council, at a Conference, for disagreeing to the amendment made by their Honours to the Bill, intituled, "An Act "for the better establishment and maintenance of "Common Schools in *Upper Canada*," reported that the Committee had drawn up the said Reasons; which Reasons were again read at the Clerk's table, and agreed to by the House; and are as followeth:—

1st. Because the effect of the said amendment will be to permit children from several School Sections to attend together at one separate School.

2nd. Because the share of the School monies to which such separate School will be entitled, will be regulated by the proportion which the children attending such separate School bears to the number of children within the School Section wherein such separate School is held.

3rd. Because the consequence will be, that a single School Section will have to bear the burden of the education of not only the children resident within its limits, but also those children of other School Sections who may attend such separate School, without any assistance from other School Sections, or any share of the School monies to which these other Sections are entitled.

4th. Because without other changes in the Bill it is very doubtful whether the Trustees of the School Section in which such separate School is held could make out a Rate Bill and enforce payment from the parents of children who are sent to the separate School from School Sections other than that within which it is held.

Common School Bill, (U. C.)

Resolved, That a Conference be desired with the Honourable the Legislative Council, for the purpose of communicating to them the Reasons which induced this House not to concur in the amendment made by their Honours to the Bill, intituled, "An act for the better establishment "and maintenance of Common Schools in *Up- "per Canada*."

Ordered, That the Honourable Mr. Attorney General *Draper* do go to the Legislative Council, and desire the said Conference.

Titles before Notaries Bill, (L. C.)

The Order of the Day for the House in Committee on the Bill to remove all doubts as to the validity of certain Deeds, Instruments, and Documents, executed before Notaries in *Lower Canada*, and to secure the rights, titles and interests of all persons concerned therein, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Christie* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Christie* reported that the Committee had gone through the Bill without making any amendment thereto, and the Report was again read at the Clerk's table.

Ordered, That the said Bill be Engrossed.

Bytown Incorporation Bill.

The Order of the Day for the House in Committee on the Bill to define the limits of *Bytoun*, and to establish a Town Council therein, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Smith* of *Wentworth*, took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Smith* of *Wentworth* reported, that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Lotbinière Court and Registry Office Bill.

The Order of the Day for the second reading of the Bill to provide for the removal of the place of holding the Circuit Court in the County of *Lotbinière*, from *Ste. Croix* to *Lotbinière*, and of the Registry Office of the said County, from the place where it is now held to *Ste. Croix*, being read;

The said Bill was accordingly read, and ordered to be Engrossed.

Gaspé Marriages Bill.

The Order of the Day for the House in Committee on the Bill to make provision for the legal proof and preservation thereof, of certain informal marriages had anterior to a certain date therein mentioned, before Justices of the Peace and others, in the Inferior District of *Gaspé*, as ratified by Act of the Legislature of *Lower Canada*, but whereof no register or records have been kept, and for recording the same, including also certain births or baptisms, and burials, in the said District, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Thompson* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Thompson* reported that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, That the said Committee have leave to sit again to-morrow.

Orders Postponed.

Mr. *Chabot* moved, seconded by Mr. *Taché*, that the remaining Orders of the Day be postponed until to-morrow.

The question having been put upon the said motion, a division ensued.

Yeas.....13.
Nays.....10.

So it was carried in the affirmative, and

Ordered, Accordingly.

Then, on motion of Mr. *Chabot*, seconded by Mr. *Cauchon*,

The House adjourned.

Jovis, 14° *die Maii.*

ANNO NONO, VICTORIÆ REGINÆ, 1846.

Petitions laid on the table.

THE following Petitions were severally brought up and laid on the table:—

By the Honourable Mr. *Robinson*,—The Petition of *R. C. Gapper* and others, of *Yonge Street* and its vicinity, in the *Home* District.

By Mr. *Macdonald* of *Kingston*,—The Petition of *William Winder* and others, Officers and Clerks of the Legislative Assembly.

By the Honourable Mr. *Aylwin*,—The Petition of *Donald Cameron* of *Thorah*, in the *Home* District.

By the Honourable Mr. *DeBleury*,—The Petition of Mrs. *Margaret E. V. Reeves*, wife of *Thomas Metzler*, and others, of the River *St. Pierre*, in the Parish of *Montreal*.

By Mr. *Boulton*,—The Petition of King's College Council, at *York*, now *Toronto*.

Lotbinière Court and Registry Office Bill.

An Engrossed Bill for the removal of the place of holding the Circuit Court in the County of *Lotbinière*, from *Ste. Croix* to *Lotbinière*, and of the Registry Office of the said County, from the place where it is now held to *Ste. Croix*, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Laurin* do carry the said Bill to the Legislative Council, and desire their concurrence.

Titles before Notaries Bill.

An Engrossed Bill to remove all doubts as to the validity of certain Deeds, Instruments, and Documents, executed before Notaries in *Lower Canada*, and to secure the Rights, Titles, and Interests of all persons concerned therein, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. Solicitor General *Taschereau* do carry the said Bill to the Legislative Council, and desire their concurrence.

Petitions read.

Pursuant to the Order of the Day, the following Petitions were read:—

Of *Luc Michel Cressé*, of the Parish of *Nicolet*, Esquire; praying to be reimbursed certain sums paid by him for certain Letters Patent.

Of the Honourable *James Crooks;* praying to be indemnified for the loss of a vessel on Lake *Ontario*, during the late war with the *United States*.

Of *John M'Gillivray* and others, of the Townships of *Charlottenburgh* and *Lancaster*, in the County of *Glengary;* complaining of certain abuses in the Post Office department of the said County, and praying relief.

Petitions referred:—

W. Winder, et al.

On motion of Mr. *Macdonald* of *Kingston*, seconded by the Honourable Mr. *Robinson*,

Ordered, That the Petition of *William Winder* and others, Officers and Clerks of the Legislative Assembly; praying that enquiry be made into the nature and extent of their services, and the amount of their remuneration, be now read, and that the Rule of this House of the twenty-eighth June, 1841, be suspended as to the present Petition. W. Winder, et al.

The said Petition was read accordingly.

Ordered, That the said Petition be referred to the Standing Committee on Contingencies.

Resolved, That the Petition of *Alexander M'Leod* of *Stamford*, be referred to a Select Committee composed of Mr. *Dickson*, Mr. *Gowan*, Mr. *Price*, Mr. *Hall*, and Mr. *Cummings*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records. A. M'Leod.

On motion of Mr. *Boulton*, seconded by the Honourable Mr. *Robinson*,

Ordered, That the Petition of King's College Council, at *York*, now *Toronto*, praying to be heard by Counsel at the Bar of the House, with reference to the Bills relating to the said College; and that time be allowed them to prepare for that purpose, be now read, and that the Rule of this House, of the twenty-eighth of June, 1841, be suspended as to the present Petition. King's College Council.

The said Petition was read accordingly.

Addresses to Her Majesty.

The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, reported to Mr. Speaker and the House, that His Excellency the Governor General had been attended upon with their Address to the Queen; praying that in case any change is made in the Law regulating the admission of Foreign Wheat and Flour into the British Markets, due regard may be had to the interests of Her Majesty's subjects in this Province; and their Address to the Queen, praying that the claims of *George H. Ryland*, Esquire, as therein stated and set forth, may be taken into Her Majesty's most favourable consideration; and also the Addresses to His Excellency, praying that he will transmit the said Addresses to Her Majesty's Government to be laid at the foot of the Throne; to which His Excellency had been pleased to say, that he will transmit the said Addresses to *England* to be laid at the foot of the Throne. Duty on Wheat, &c. G. H. Ryland, Esq.

Private Bills.

Mr. *Hale*, from the Standing Committee on Private Bills, presented to the House the Seventeenth Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Your Committee have considered the Bill to incorporate the *Montreal* Consumer's Gas Company, and have made several amendments thereto, which they submit to your Honourable House. Montreal Gas Bill.

They have also considered the Bill to authorize the Community of the Sisters of Charity of the General Hospital of *Montreal* (Grey Nuns) to sell or alienate their property situated on *Pointe à Callière*, in the City of *Montreal*, and to invest the capital price or prices thereof in other Real and Immoveable Property, and have agreed to the same, without any amendment. Montreal Sisters of Charity Bill.

Hamilton Incorporation Bill.

Mr. *Smith* of *Wentworth*, from the Select Committee to which was referred the Bill to alter and amend the Act incorporating the Town of *Hamilton*, and to erect the same into a city, reported, that the Committee had gone through the Bill, and had made several amendments thereto, which amendments were again read at the Clerk's table.

Ordered, That the said Bill and Report be committed to a Committee of the whole House on Monday next.

Partition of Lands Bill, (L. C.)

The Honourable Mr. *Moffatt*, from the Select Committee to which was referred the Engrossed Bill from the Legislative Council, intituled, "An Act to

Partition of Lands Bill, (L. C.)

"facilitate the partition of Lands, Tenements, and "Hereditaments, in certain cases in *Lower Canada*," and other references, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Report.

Your Committee have examined the said Bill, and after taking evidence in relation thereto, which is appended to this Report, they have agreed to certain amendments, which they beg leave to submit for the adoption of your Honourable House, as follows:—

Press 2, Line 18.—Expunge "two," and insert "twelve."

„ 3, „ 35.—After the fourth Clause, insert Clause A: "And be it "enacted, That it shall be "lawful for the said Court of "Queen's Bench, upon the "Petition aforesaid, and upon "the claims or demands in "intervention aforesaid, by "and with the consent of the "parties respectively, at any "time before final judgment "thereupon, to refer the "matter in contest in and "upon the Petition and the "claims or demands aforesaid, "and the making of the "partition aforesaid, to the "award and final determina- "tion of three arbiters, two "of whom shall be named "by the parties respectively, "and the third by the Court; "which said arbiters shall "have power to examine "witnesses on the subject "matter referred to them, "after the said witnesses "shall have been sworn be- "fore any one of Her Majes- "ty's Justices of the Peace "for the District of *Montreal*, "(to whom power to ad- "minister the oath on this "behalf is hereby given,) and "also to examine any of the "parties on oath touching "the said subject matter, if "they, the said arbiters, or "any two of them, shall "deem such examination "necessary or proper, which "oath any of Her Majesty's "said Justices of the Peace "is also hereby empowered "to administer, and the "award and determina:ion of "the said arbiters, or any "two of them, on all the "matters referred to them, "as aforesaid, shall be final."

MINUTES OF EVIDENCE.

Thursday, 7th May, 1846.

Sir *James Stuart,* Baronet, called in; and being interrogated, handed in the following Statement:—

Among the early Grants of the Waste Lands of the Crown in *Lower Canada,* were those of the Townships of *Dunham, Bolton,* and *Brome,* and I believe, indeed, these Grants were the first three which were made. By the Letters Patent erecting these Townships, the lands therein were granted to a Leader, as he was then called, and his associates, as tenants in common; thus vesting the land granted in the whole body of Grantees, collectively, without any several interest whatever, in any one of them, and rendering necessary a subsequent partition among them, before a beneficial enjoyment of the land could be obtained. This inconvenient and unfit mode of granting lands, to be held by the Grantees, as tenants in common, was, I believe, adopted in these three instances only. In all subsequent Grants of land by the Crown, the Grants were made to the Grantees to hold in severalty. I now produce an authentic copy of the Letters Patent erecting the Township of *Bolton,* by which it appears that this Township was erected by Letters Patent bearing date the 19th August, 1797; and that five-seventh parts of the Township containing 62,621 acres, 1 rood and 30 perches of land, were granted to *Nicholas Austin,* the Leader, and his fifty-four associates therein named, their heirs and assigns, as tenants in common, in Free and Common Soccage. From the period of the issuing of these Letters Patent, since which, nearly half a century has elapsed, down to the present time, no partition of these lands between the original Grantees or their legal representatives has taken place, and they continue to be held by the latter, as tenants in common, all the original Grantees, with the exception of one, being, I understand, dead. From the number of deaths, which, during this long tract of time, has occurred, among the individuals who acquired a right to these lands, either under the Letters Patent, or by Titles derived from them, and also from the great number of mutations by descent, devise, sale, and otherwise, altering from time to time, the right of property in them, it has become impossible, by any extra-judicial proceeding to ascertain in what individuals that right is now vested, so as to make them by the ordinary process of Law, Defendants in an action of partition; there are necessarily many of them unknown to each other, and do not all reside within the jurisdiction of the same Court, and some of them, it is probable, reside out of the limits of *Lower Canada.* It is, therefore, impossible to effect a partition among the persons entitled to the land in question, by means of an action instituted in the ordinary form, by Writ of Summons, and the service of that Writ on each and every of the Defendants. A substitute for this form is of absolute necessity to bring the parties before the Court under whose authority the partition is to be made, and this substitute might be found in a Public Notice, to be posted up within the limits of the Township, and to be inserted, for a certain time, in some of the Newspapers of this District, and of the other Districts in *Lower Canada.* The injury resulting from the unsettled state in which the right of property in this Township has continued, since the issuing of the Letters Patent, is both private and public. The real proprietors have been unable to enjoy and improve their property, or to prevent and repress the wrongful possession of it by others, from its being impossible to unite them, as Plaintiffs, in an action for this purpose: hence extensive private loss and injury have been, and continue to be, sustained. As respects the public, the settlement and progressive improvement of the Township are prevented and retarded, and the surrounding country, which is extensively settled and improved, suffers from the unimproved condition in which this Township continues. As respects both private and public interests, therefore, the interposition of the Legislature, to afford the means of bringing the parties interested in the partition before a Court for that purpose, has become of indispensable necessity. I am one of the tenants in common by whom the land granted by the Letters Patent above mentioned are now held. This right of property is derived from

Report.

Report. conveyances by some of the original grantees named in the Letters Patent, and I am, therefore, one of the persons sustaining injury for the want of a partition, and, if this were accomplished, should contribute to the settlement and improvement of the Township.

The Honourable *Paul H. Knowlton*, a Member of the Legislative Council, called in; and being interrogated, handed in the following Statement:—

I am the proprietor of Land in the Township of *Brome*, which adjoins on one side the Township of *Bolton;* the former of these Townships was granted to *Asa Porter* and thirty-five associates, by Letters Patent, under the Great Seal of *Lower Canada*, in July, 1797. The grant was made, as in the case of *Bolton*, and I think also in that of *Dunham*, to Mr. *Porter*, as Leader, and his associates as tenants in common. I am particularly acquainted with the Township of *Bolton* for the last thirty years. During all this time the lands of this Township have continued to be undivided as originally granted, no partition having been made. All the original Grantees are dead, with the exception, I believe, of one survivor, who, from age and infirmity, is in a state of second childhood. The representatives of the Grantees have become, as might be expected, extremely numerous, so much so that no person can say who they are, or how and in what manner their rights have been acquired; nor is it known how many of them may reside out of the limits of the District of *Montreal*, or where they reside. One of the present holders of lands in *Bolton* is a Mr. *Matthew*, who resides at *Durham*, in *New Hampshire;* he holds under Registered Titles bearing date as far back as 1806, which conveyed to him an undivided interest in the Township to the extent of 4,000 acres. The uncertainty which has prevailed as to the actual proprietors of the soil, has encouraged a number of persons to settle themselves on parts of the Township, without any Title whatever; and the proprietors being unable to unite in an action to turn them off, no measures could be taken against them. The consequence has been that the Township being in part occupied by this description of persons, and for want of a partition, none of the owners having any separate portion that they could call their own, the improvement of the Township has been prevented, and the value of the land depreciated to such a degree, that lands in it have been sold within a few years past for a less price than they brought forty years ago. In the present state of the Township neither industry nor capital will be employed in improving it. Under these circumstances, it has long been urgently necessary, as well for the interest of all the parties interested in the Township, as for the public interest, and for the improvement of that part of the Country in which *Bolton* lies, that a partition should take place; and until this is effected the Township must continue in its present unimproved condition; with the disadvantage, moreover, of increased disorder and immorality, arising from the want of a settled determined ownership of the soil in severalty.

Friday, 8th May, 1846.

The Honourable *Paul H. Knoulton*, a Member of the Legislative Council, again called in; and being interrogated, answered:—Mr. *Austin* has applied to me annually, for the last fourteen years, and, indeed, every time I have met him, desiring me to devise some means by which a partition of the common rights of the Township of *Bolton* should be settled; and a few days previous to the meeting of the present Session, he called again at my house, making the same request. I then told him that I had a Petition from Sir *James Stuart* to the three branches of the Legislature on that subject, and presented it to him for signature, which, after seeing, and having it read to him, he said he would cheerfully sign it, and did so in my presence. Mr. *Austin* is 75 years of age. The distance of his residence from mine is about ten or twelve miles. I think he called on me for the express purpose of inducing me to devise some means of effecting a partition of the lands of *Bolton;* he said so. Mr. *Nicholas Austin* is the person referred to in the statement handed in by me yesterday, as being the original surviving associate; and I consider him competent to manage his own affairs. I am of opinion that the allegation contained in the Petition of *Osgood Peasley* and others, of the Township of *Bolton*,—that a large majority of the present settlers in the Township of *Bolton* took possession of their various properties under a pledge from the original associates, or one of them, that a partition of lands would soon take place, and that titles should be given to them,—is incorrect, as respects, at any rate, a large majority of the signers of that Petition: but I am of opinion, that some of the persons in possession, who have signed that Petition, are in possession under deeds from the original associates. Report.

John M'Connell, Esquire, a Member of the Committee, handed in the following letter:—

Bolton, April 6th, 1846.

Sir,

I have understood that my name was associated with Sir *James Stuart*, for a division or partition of the lands within the Township of *Bolton*, among the proprietors of the said Township.

I would observe, that I never read or saw the Petition, but I gave liberty for my name to be associated, allowing the Township should be divided so as to give equal justice to all parties.

The conditions I would have it divided on, would be, to have all persons holding lands under the colour of title, to be quieted free from all expense on those lands. I wish you to make use of this letter, (if the Petition or the Bill comes to the House on any other condition than as above) to express on what condition I would wish to have the land divided.

Yours, with respect,

NICHOLAS AUSTIN.

John M'Connell, Esquire.

Thursday, 14th May, 1846.

John M'Connell, Esquire, a Member of the Committee, being interrogated, answered:—The Township of *Bolton* was granted in or about the year 1795, to *Nicholas Austin* and fifty-four associates, these associates entered into an agreement with the said *Nicholas Austin* to deed back to him each 1000 acres of the 1,200 to which they would severally be entitled, in consequence of his having been at the expense of obtaining the Charter from Government, and having a survey made of the Township; few of them however complied with this contract, but sold out their rights to speculators, and left the Country; these speculators purchased the associates' rights for a mere trifle;—they made no roads,—cut down no trees,—and did not in any way assist in converting a howling wilderness into fruitful fields. There is, I should suppose, about one fourth of the Township settled; these settlers were obliged, before taking possession of their lands, to come through the woods a distance of forty or fifty miles, over a mountainous country, interspersed with swamps. Most of those who have deeds hold them either direct from the associates or from their descendants;—this class contend that they should be confirmed in their Titles without further trouble or cost,—which appears to me to be

Report.

but a reasonable expectation. Those who have settled on the land without deeds, claim the right of pre-emption, or the right to purchase the land they respectively occupy at what it was worth in a state of nature when they came upon it, and I conceive that their demand is just and right.

Ordered, That the said Bill and Report be committed to a Committee of the whole House to-morrow.

Welland and Niagara Raceway Bill.

Ordered, That Mr. *Dickson* have leave to bring in a Bill to incorporate a Joint Stock Company to construct a Raceway from the *Welland* Canal to the Town of *Niagara*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Wednesday next.

Jurors Indemnification Bill.

Ordered, That Mr. *Scott* have leave to bring in a Bill to provide for indemnifying Petty Jurors from Country parts for their expenses in attending at the Criminal Terms of the Courts of Queen's Bench, or at Courts of Oyer and Terminer, or of Quarter Sessions in *Lower Canada*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Thursday next.

On motion of Mr. *Chalmers*, seconded by Mr. *Cummings*,

Address, St. Maurice Forges.

Resolved, That an humble Address be presented to His Excellency the Governor General; praying that he will cause to be laid before this House, Copies of any Correspondence between the present Lessee of the *St. Maurice* Forges and the Provincial Government, on the subject of the contemplated sale of the said Forges, and Copies of any Petition from the work people at the said Forges, that may have been presented to the Government.

Ordered, That the said Address be presented to His Excellency the Governor General, by such Members of this House, as are of the Honourable the Executive Council of this Province.

On motion of Mr. *Chalmers*, seconded by Mr. *Williams*,

Address, Burlington Bay Canal.

Resolved, That an humble Address be presented to His Excellency the Governor General; praying that he will cause to be laid before this House, a Copy of the Contract or Contracts entered into by the Board of Works, for constructing the *Burlington* Bay Canal, with the name of the party or parties, and the names of the sureties, and the amount given for the due performance of the work, the date of such contract or contracts, and if the same was given under tender, previously having been publicly advertised in any newspaper or otherwise, and at what prices the work is now proceeding.

Ordered, That the said Address be presented to His Excellency the Governor General, by such Members of this House as are of the Honourable the Executive Council of this Province.

Printed.

Ordered, That the First Report of the Commissioners appointed to enquire into the Losses occasioned by the troubles during the years 1837 and 1838, be printed for the use of the Members of this House.

On motion of Mr. *Macdonell* of *Dundas*, seconded by Mr. *Scott*,

Address, Indian Presents.

Resolved, That an humble Address be presented to His Excellency the Governor General, informing His Excellency that this House hath voted an Address to Her Majesty, on the subject of the Annual Presents issued to the Indians of *British North America*, and praying that His Excellency would be pleased to transmit the said Address to Her Majesty's Principal Secretary of State for the Colonies, to be laid at the foot of the Throne.

Ordered, That the said Address be Engrossed.

Ordered, That the said Address, and also the Address to Her Majesty therein referred to, be presented to His Excellency the Governor General, by such Members of this House as are of the Honourable the Executive Council of this Province.

On motion of the Honourable Mr. *Moffatt*, seconded by the Honourable Mr. *Robinson*,

Montreal Gas Company Bill.

Ordered, That the Bill to incorporate the *Montreal* Consumer's Gas Company, as reported by the Standing Committee on Private Bills, be committed to a Committee of the whole House to-morrow.

Montreal Sisters of Charity Bill.

Ordered, That the Bill to authorize the community of the Sisters of Charity of the General Hospital *Montreal*, (Grey Nuns,) to sell or alienate their property situated on *Pointe à Callière*, in the City of *Montreal*, and to invest the capital price or prices thereof, in other Real and Immoveable property, be Engrossed.

On motion of the Honourable Mr. Attorney General *Draper*, seconded by the Honourable Mr. *Cayley*,

Hastings Titles Bill.

Ordered, That the amendments made by the Legislative Council to the Bill, intituled, "An "Act to remedy certain defects in the Regis- "tration of Titles in the County of *Hastings*, in "*Upper Canada*," be now taken into consideration.

The House proceeded accordingly to take the said amendments into consideration.

And the said amendments were read, and are as followeth:—

Press 1, Line 45.—Leave out "November," and insert "January."

„ 4, „ 7.—Leave out "November," and insert "January."

And the said amendments being again read, they were agreed to by the House.

Ordered, That the Honourable Mr. Attorney General *Draper* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendments.

On motion of Mr. *Macdonald* of *Kingston*, seconded by Mr. *Hall*,

Kingston Incorporation Bill.

Ordered, That the amendments made by the Legislative Council, to the Bill intituled, "An Act "to incorporate the Town of *Kingston* as a "City," be now taken into consideration.

The House proceeded accordingly to take the said amendments into consideration.

And the said amendments were read, and are as followeth:—

In the Bill.

Press 2, Line 39.—After "constituted," insert, "Provided always, that it "shall not be lawful for "the said City Council, or "their successors, to make or "construct, or cause to be "made or constructed, any "work or building of any "kind whatsoever, within or

Kingston Incorporation Bill.

"upon any part of the said "Harbour, hereby vested in "the said City Council; unless the making or constructing of such work be "authorized by the Governor "of the Province, by and "with the advice and consent "of the Executive Council "thereof, or by the Commander-in-Chief of Her "Majesty's Forces in this "Province, or by the principal Officers of Her Majesty's Ordnance."

Press 17, Line 6.—After "Gunpowder," insert, "belonging to private parties."

„ 24, „ 22.—Leave out from "house," to "any," in line 26, both inclusive.

„ 31, „ 6.—Leave out from "and," to "June," in line 9, both inclusive, and insert, "and the "said first Election shall be "held on the second Tuesday "of the month next after the "month in which this Act is "passed."

„ 32, „ 40.—Leave out from "or," to "City," in line 42, both inclusive.

„ 33, „ 4.—After "duty," insert, "And "be it further enacted, that "nothing in this Act contained shall extend to or be "construed to extend to, or "affect, or be construed to "affect any houses, lands, "goods, chattles, or property "of any kind, belonging to "Her Majesty, Her Heirs, or "Successors, or vested in or "held by any Public Body, "Officer, Person, or Party, "in trust for the uses or "service of Her Majesty, "Her Heirs, or Successors, "whether held in fee simple "or for any less estate during "the continuance of such "estate: Provided always, "that this Clause shall not be "held to exempt any person "aforesaid, not in the Naval "or Military service of Her "Majesty, in actual possession of any such real property under lease, from being assessed therefor under "this Act."

In the Preamble.

Press 1, Line 9.—Leave out from "and," to "enlarged," both inclusive.

And the said amendments being again read, they were agreed to by the House.

Ordered, That Mr. *Macdonald* of *Kingston,* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendments.

Toronto and Huron Railroad Bill.

On motion of Mr. *Boulton,* seconded by the Honourable Mr. *Robinson,*

Ordered, That the amendment made by the Legislative Council, to the Bill intituled, "An Act "to amend an Act passed in the eighth year of "Her Majesty's Reign, intituled, 'An Act to "amend an Act passed in the sixth year of the "Reign of His late Majesty, King *William* the "Fourth, entitled, 'An Act to incorporate the "City of *Toronto* and Lake *Huron* Railroad "Company,'" be now taken into consideration.

Toronto and Huron Railroad Bill.

The House proceeded accordingly to take the said amendment into consideration.

And the said amendment was read, and is as followeth:—

Press 1, Line 37.—After "expedient," insert, "Provided always, that no "such terminus shall be at a "point south of *Port Sarnia,* "on the outlet of Lake "*Huron.*"

And the said amendment being again read, it was agreed to by the House.

Ordered, That Mr. *Boulton* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendment.

Message from the Legislative Council.

A Message from the Legislative Council, by *John Fennings Taylor,* Esquire, one of the Masters in Chancery.

Legislative Council,
Thursday, 14th May, 1846.

Common School Bill, (U. C.)

Ordered, That one of the Masters in Chancery do go down to the Legislative Assembly and acquaint that House that the Legislative Council agrees to the Conference desired upon the subject of the amendment made by this House to the Bill, intituled, "An Act for the better "establishment and maintenance of Common "Schools in *Upper Canada,*" and that the Managers on the part of this House are to be the Honourables Messieurs *Crooks* and *Neilson,* who are to meet the number of Managers required by Parliamentary usage, presently in the Committee Room, of the Legislative Council.

And then he withdrew.

Resolved, That four Managers be appointed to meet the Managers appointed by the Honourable the Legislative Council, at the time and place appointed, for holding the Conference desired upon the amendment made by their Honours to the Bill, intituled, "An Act for the "better establishment and maintenance of Common Schools in *Upper Canada.*"

Ordered, That the Honourable Mr. Attorney General *Draper,* Mr. *Gowan,* Mr. *Price,* and Mr. *Macdonald* of *Kingston,* be appointed Managers on the part of this House.

Address, Toronto Lunatic Asylum.

On motion of the Honourable Mr. *Robinson,* seconded by Mr. *Macdonell* of *Dundas,*

Resolved, That an humble Address be presented to His Excellency, the Governor General, requesting that he will be pleased to lay before this House Copies of all Correspondence between the Commissioners of the *Toronto* Lunatic Asylum, and the Executive Government, respecting the claim of Dr. *Rees* for further remuneration of his services.

Ordered, That the Rule of this House requiring one day's notice of motion, be suspended in so far as relates to this motion.

Ordered, That the said Address be presented to His Excellency the Governor General, by such Members of this House as are of the Honourable the Executive Council of this Province.

Counsel to be heard on King's College Bills.

Mr. *Boulton* moved, seconded by the Honourable Mr. *Robinson,* That King's College Council be heard by Counsel at the Bar of this House on this day

Counsel to be heard on King's College Bills.

week, on the several Bills introduced affecting the Charter and Endowment of King's College.

The question having been put upon the said motion, a division ensued, and it was carried in the affirmative, and

Ordered, Accordingly.

Printed.

Mr. *Johnston* moved, seconded by Mr. *Chalmers,* that five hundred additional copies of the said several Bills be printed for the use of the Members of this House.

The question having been put upon the said motion, a division ensued, and it passed in the negative.

Montreal Roads.

A Petition of the Trustees of the *Montreal* Turnpike Roads; praying that the *Montreal* and *Lachine* Railroad Company, if chartered, may be made to provide for the payment of the interest on the cost or the redemption of the Debentures issued for the construction of the *Lachine* Turnpike Road, was presented to the House by the Honourable Mr. *Moffatt.*

On motion of the Honourable Mr. *Moffatt,* seconded by Mr. *Gowan,*

Ordered, That the said Petition be now read, and that the Rule of this House, of the twenty-eighth of June, 1841, be suspended as to the present Petition.

The said Petition was read accordingly.

Ordered, That the said Petition be referred to the Committee of the whole House on the Bill to incorporate the *Montreal* and *Lachine* Railroad Company.

Member Vacates his Seat.

James Johnston, Esquire, rose in his place, and informed Mr. Speaker and the House, that it was his intention to vacate his Seat as a Member of this House, for the County of *Carleton;* and, in consequence of the provisions of the Act of the 7 *Victoria,* Cap. 65, he now vacated his seat accordingly.

Bytown Incorporation Bill.

Mr. *Smith* of *Wentworth,* from the Committee of the whole House on the Bill to define the limits of *Bytown,* and to establish a Town Council therein, reported, according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill as amended, be Engrossed.

Quebec School Society Bill.

The Order of the Day for the second reading of the Bill to incorporate the British and Canadian School Society of *Quebec,* being read;

The said Bill was accordingly read, and referred to the Standing Committee on Private Bills.

Printing and Binding.

The Order of the Day for the House in Committee on the Second Report of the Standing Committee on Printing and Binding, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Cauchon* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Cauchon* reported that the Committee had come to a Resolution, which Resolution was again read at the Clerk's table and agreed to by the House, and is as followeth:—

Resolved, That this House doth concur in the Second Report of the said Standing Committee on Printing and Binding.

Limits of Counties, &c. (U. C.)

The Order of the Day for the second reading of the Bill to amend the Act for defining the limits of Counties and Districts in *Upper Canada,* being read;

The said Bill was accordingly read, and ordered to be Engrossed.

Gaspé Marriages, &c. Bill.

The Order of the Day for the House in Committee on the Bill to make provision for the legal proof and preservation thereof, of certain Informal Marriages had anterior to a certain date therein mentioned before Justices of the Peace and others, in the Inferior District of *Gaspé,* as ratified by Act of the Legislature of *Lower Canada,* but whereof no Register or Records have been kept, and for recording the same, including also, certain Births or Baptisms and Burials in the said District, being read;

The House accordingly resolved itself into the said Committee;

Mr. *Thompson* took the Chair of the Committee, and after sometime spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Thompson* reported that the Committee had gone through the Bill and had made several amendments thereto, which amendments were again read at the Clerk's table and agreed to by the House.

Mr. *Cauchon* moved, seconded by Mr. Solicitor General *Taschereau,* that the following amendment be made to the fourth clause of the said Bill:—After the word "District," insert the following words, "And also, during the same period, in the French "and English languages, in the *Canada* Gazette."

The question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Berthelot, Boutillier, Cauchon, Chabot, DeWitt, LaFontaine, Leslie,* Attorney General *Smith,* and Solicitor General *Taschereau.*—(9.)

NAYS.

Messieurs *Baldwin, Cayley, Chalmers, Christie, Daly,* Attorney General *Draper, Foster, Gowan, Laterrière, LeBoutillier, Macdonald* of CORNWALL, *Macdonell* of DUNDAS, *Méthot, Moffatt, Robinson, Roblin, Seymour, Smith* of FRONTENAC, *Stewart* of BYTOWN, *Viger,* and *Williams.*—(21.)

So it passed in the negative.

Ordered, That the said Bill as amended be Engrossed.

Message from Governor General.

The Honourable Mr. *Daly,* one of Her Majesty's Executive Council, delivered to Mr. Speaker a Message from His Excellency the Governor General, signed by His Excellency.

And the said Message was read by Mr. Speaker, all the Members of the House being uncovered, and is as followeth:—

CATHCART.

Lunatic Asylum Toronto.

The Governor General recommends to the consideration of the Legislative Assembly, that measures should be adopted to authorize the Commissioners for the erection of the Provincial Lunatic Asylum, at *Toronto,* to raise by Debentures, a sum not exceeding £30,000, not chargeable on the Consolidated Revenue; to be secured on the Tax of one-eighth of a penny, established by Legislative Enactment in *Upper Canada,* in order to meet the expense of constructing the said Asylum.

GOVERNMENT HOUSE,
14th May, 1846.

Montreal Incorporation Laws Amendment Bill.

The Order of the Day for the second reading of the Bill to amend the Laws incorporating the City of *Montreal,* and to facilitate the decision of cases wherein the Right of any party to any Office in the Corporation may be called in question, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House.

Mr. *Gowan* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Gowan* reported that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, That the said Committee have leave to sit again to-morrow, and that it be then the first Order of the Day.

Huron Territory Bill.

The Order of the Day for the second reading of the Bill to attach certain Territory therein described to the District of *Huron*, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House.

Mr. *Macdonell* of *Dundas* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Macdonell* of *Dundas* reported, that the Committee had gone through the Bill, and had made several amendments thereto, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill as amended be Engrossed.

Board of Works Bill.

The Order of the Day for the second reading of the Bill to amend the Law constituting the Board of Works, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House to-morrow.

Hochelaga Division Bill.

The Order of the Day for the House in Committee on the Bill to divide the Municipality of *Hochelaga* into five distinct Municipalities, and further to provide for the support of Schools and the management of local affairs therein, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Foster* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Foster* reported that the Committee had gone through the Bill and had made several amendments thereto, which he was directed to report to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Witnesses Attendance Bill.

The Order of the Day for the second reading of the Bill to authorize and enforce the attendance of Witnesses from any part of this Province, before the Courts of Superior Criminal Jurisdiction, being read;

The said Bill was accordingly read, and ordered to be Engrossed.

Quebec and Montreal Police Bill.

The Order of the Day for the second reading of the Bill to amend the Act amending certain provisions of the Ordinance for establishing an efficient system of Police in the Cities of *Quebec* and *Montreal*, being read;

The said Bill was accordingly read, and ordered to be Engrossed.

Orleans and Montmorency Division Bill.

The Order of the Day for the second reading of the Bill to amend the Act to detach the Island of *Orleans* from the County of *Montmorency*, for the purposes of Registration, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House,

Mr. *Chabot* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Chabot* reported that the Committee had gone through the Bill, and had made an amendment thereto, which he was directed to report to the House whenever it shall be pleased to receive the same,

Ordered, That the Report be received to-morrow.

Desjardins Canal Bill.

The Order of the Day for the second reading of the Bill to authorize the *Desjardins* Canal Company to borrow a sum of money to complete the *Desjardins* Canal, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House, Desjardins Canal Bill.

Mr. *Macdonald* of *Glengary*, took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Macdonald* of *Glengary* reported that the Committee had gone through the Bill, and had made several amendments thereto, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill as amended be Engrossed.

Report on Petition of F. H. Guay, Esq. et al.

The Order of the Day for the House in Committee on the Report of the Select Committee, to which was referred the Petition of *F. H. Guay*, Esquire, and others, of the Parish of *St. Joseph de la Pointe Levi*, and other Parishes in the County of *Dorchester*, and another reference, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Cummings* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Cummings* reported that the Committee had come to a Resolution, which he was directed to submit to the House whenever it shall be pleased to receive the same,

Ordered, That the Report be received to-morrow.

Cobourg Manufacturing Bill.

The Order of the Day, for the House in Committee, on the Bill to incorporate the *Cobourg* Manufacturing Company, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Smith* of *Wentworth*, took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Smith* of *Wentworth* reported, that the Committee had gone through the Bill, and made an amendment thereto, which amendment was again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill as amended be Engrossed.

Great Western Railroad Bill.

The Order of the Day for the House in Committee, on the Bill to alter and amend the Charter of the Great Western Railroad Company, being read;

The House accordingly resolved itself into the said Committee;

Mr. *Monro* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair,

And Mr. *Monro* reported that the Committee had gone through the Bill, and had made several amendments thereto, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill as amended be Engrossed.

Orders Postponed.

Ordered, That the remaining Orders of the Day be postponed until to-morrow,

Then, on motion of the Honourable Mr. Attorney General *Draper*, seconded by the Honourable Mr. *Robinson*,

The House adjourned.

Veneris, 15° die Maii.

ANNO NONO, VICTORIÆ REGINÆ, 1846.

Petitions laid on the table.

THE following Petitions were severally brought up and laid on the table:—

By Mr. *Stewart* of *Bytown*,—The Petition of *James Morris* and others, of *MacNab* and *Horton*, Members of the Presbyterian Church of *Canada*, in connection with the Church of *Scotland*; and the Petition of *Alexander Wright* and others, Episcopal Methodists and others, of *Renfrew*.

By Mr. *Brooks*,—The Petition of the Reverend *William King* and others, Members of the Established Church of *England* and *Ireland*, in the Township of *Bury*.

By Mr. *Roblin*,—The Petition of *John Richards* and others, of the District of *Prince Edward*.

By Mr. *Leslie*,—The Petition of the Trustees of the *Montreal* Turnpike Roads.

By Mr. *Macdonald* of *Cornwall*,—The Petition of *George Ryhert*, Esquire, and others, of the Town of *St. Catherines*, in the District of *Niagara*; the Petition of *William Wiley* and others, of the Township of *Grantham*, in the District of *Niagara*; and the Petition of *Peter B. Nelles* and others, of the Township of *Grimsby*, in the District of *Niagara*.

By Mr. *Woods*,—The Petition of *James Read* and *Henry S. Larned*, of the Town of *Chatham*, in the *Western* District.

By Mr. *Hale*,—The Petition of *W. W. Becket* and others, of the Town of *Sherbrooke*, and of the Townships of *Orford* and *Ascot*.

On motion of Mr. *Price*, seconded by the Honourable Mr. *Baldwin*,

Middlesex Election.

Ordered, That the Commission issued to take evidence in the matter of the Controverted Election for the County of *Middlesex*, be superseded, the Committee appointed to try the merits of the Petition complaining of that Election having made a Final Report upon the said Controverted Election.

On motion of Mr. *Stewart* of *Bytown*, seconded by Mr. *Smith* of *Frontenac*,

New Writ.

Ordered, That Mr. Speaker do issue his Warrant to the Clerk of the Crown in Chancery, to make out a new Writ for the Election of one Member to serve in the present Provincial Parliament for the County of *Carleton*, in the room of *James Johnston*, Esquire, who hath resigned his seat.

Huron Territory Bill.

An Engrossed Bill to attach certain Territory therein described to the District of *Huron*, was read for the third time.

Resolved, That the Bill do pass, and the title be, "An Act to attach certain Territory therein "described to the District of *Huron*, for certain "purposes."

Ordered, That the Honourable Mr. *Cayley* do carry the said Bill to the Legislative Council, and desire their concurrence.

Quebec and Montreal Police Bill.

An Engrossed Bill to amend the Act amending certain provisions of the Ordinance for establishing an efficient system of Police in the Cities of *Quebec* and *Montreal*, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. Solicitor General *Taschereau* do carry the said Bill to the Legislative Council, and desire their concurrence.

Witnesses Attendance Bill.

An Engrossed Bill to authorize and enforce the attendance of Witnesses from any part of this Province, before the Courts of Superior Criminal Jurisdiction, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. Solicitor General *Taschereau* do carry the said Bill to the Legislative Council, and desire their concurrence.

Gaspé Marriages, &c. Bill.

An Engrossed Bill to make provision for the legal proof and preservation thereof of certain informal Marriages had anterior to a certain date therein mentioned, before Justices of the Peace and others, in the Inferior District of *Gaspé*, as ratified by Act of the Legislature of *Lower Canada*, but whereof no Register or Records have been kept, and for recording the same, including also certain Births or Baptisms and Burials in the said District, was read for the third time.

Resolved, That the Bill do pass, and the title be, "An Act to revive for a limited time an Act "therein mentioned, relating to the proving and "recording of certain Marriages solemnized in "the late Inferior District of *Gaspé*, anterior to "the year one thousand eight hundred and "twenty-one, including also Baptisms and "Burials."

Ordered, That Mr. *Christie* do carry the said Bill to the Legislative Council, and desire their concurrence.

Montreal Sisters of Charity Bill.

An Engrossed Bill to authorize the Community of the Sisters of Charity of the General Hospital, *Montreal*, (Grey Nuns,) to sell or alienate their property situated on *Pointe à Callière*, in the City of *Montreal*, and to invest the capital price or prices thereof in other Real and Immoveable Property, was read for the third time.

Resolved, That the Bill do pass, and the title be, "An Act to authorize the Community of the "Sisters of Charity of the General Hospital, "*Montreal*, (Grey Nuns,) to sell or alienate their "property situated at *Pointe à Callière*, in the "City of *Montreal*, and to invest the capital "price or prices thereof in other Real and Im-"moveable Property."

Ordered, That the Honourable Mr. *Moffatt* do carry the said Bill to the Legislative Council, and desire their concurrence.

Desjardins Canal Bill.

An Engrossed Bill to authorize the *Desjardins* Canal Company to borrow a sum of money to complete the *Desjardins* Canal, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That the Honourable Mr. *Robinson* do carry the said Bill to the Legislative Council, and desire their concurrence.

Bytown Incorporation Bill.

An Engrossed Bill to define the limits of *Bytown*, and to establish a Town Council therein, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Stewart* of *Bytown* do carry the said Bill to the Legislative Council, and desire their concurrence.

Districts and Counties Limits Bill, (U. C.)

An Engrossed Bill to amend the Act for defining the limits of Counties and Districts in *Upper Canada*, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Gowan* do carry the said Bill to the Legislative Council, and desire their concurrence.

Cobourg Manufacturing Bill.

An Engrossed Bill to incorporate the *Cobourg* Manufacturing Company, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Hale* do carry the said Bill to the Legislative Council, and desire their concurrence.

Great Western Railroad Bill.

An Engrossed Bill, to alter and amend the Charter of the Great Western Railroad Company, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Smith* of *Wentworth*, do carry the said Bill to the Legislative Council, and desire their concurrence.

Petitions read.

Pursuant to the Order of the Day, the following Petitions were read:—

Of *Charles Turgeon*, of the City of *Quebec*, Esquire; praying that he may be paid certain Claims against the *Quebec* Municipal Council.

Of *Rowley Kilborn* and others, of *Clinton*, in the District of *Niagara;* praying that the Bill for the removal of the District Town of the said District, may not be passed; but that in the event of its removal it may be at *St. Catherines.*

Of the Reverend *J. Taylor* and others, members of the United Church of *England* and *Ireland*, in *Eaton*, in the Diocese of *Quebec;* praying that in all Bills incorporating Railroad Companies, a clause may be enacted prohibiting travelling on Sundays.

Of the Reverend *C. T. Caron* and others, of the Parish of *St. Martin;* praying that a certain Road, intended to be Macadamized in the said Parish, be made to follow a certain direction.

On motion of Mr. *Woods*, seconded by Mr. *Stewart* of *Bytown*,

Ordered, That the Petition of *James Read* and *Henry S. Larned*, of the Town of *Chatham*, in the *Western* District; praying to be indemnified for losses sustained in the fulfilment of a certain contract made with the Board of Works, be now read, and that the Rule of this House, of the twenty-eighth of June, 1841, be suspended as to the present Petition.

The said Petition was read accordingly.

On motion of Mr. *Hale*, seconded by Mr. *Brooks*,

Ordered, That the Petition of *W. W. Becket* and others, of the Town of *Sherbrooke*, and of the Townships of *Orford* and *Ascot;* praying that the appropriation for the improvement of the main Eastern Townships' Road, may be expended according to the original intention, be now read; and that the Rule of this House, of the twenty-eighth of June, 1841, be suspended as to the present Petition.

The said Petition was read accordingly.

Petitions Referred:—

J. Read and H. Larned.

Resolved, That the Petition of *James Read* and *Henry S. Larned*, of the Town of *Chatham*, in the *Western* District, be referred to a Select Committee, composed of Mr. *Woods*, Mr. *Macdonell* of *Dundas*, Mr. *Christie*, Mr. *Gowan*, and Mr. *Stewart* of *Bytown*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Rev. J. Taylor, et al.

Ordered, That the Petition of the Reverend *J. Taylor* and others, members of the United Church of *England* and *Ireland*, in *Eaton*, in the Diocese of *Quebec*, be referred to the Select Committee on Railroad Bills.

Hon. J. Crooks

Mr. *Roblin* moved, seconded by Mr. *Stewart* of *Bytown*, that the Petition of the Honourable *James Crooks* be referred to a Select Committee, composed of Mr. *Roblin*, Mr. *Dickson*, Mr. *Chalmers*, Mr. *Smith* of *Frontenac*, and Mr. *Cummings*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

The question having been put upon the said motion, a division ensued, and it passed in the negative.

Cornwall Incorporation Bill.

Mr. *Macdonald* of *Cornwall*, from the Select Committee to which was referred the Bill to amend the Act of Incorporation of the Town of *Cornwall*, and to establish a Town Council therein, in lieu of a Police, reported, that the Committee had gone through the Bill, and had made several amendments thereto, which amendments were again read at the Clerk's table.

Resolved, That this House do now resolve itself into a Committee of the whole House, on the said Bill and Report.

The House accordingly resolved itself into the said Committee.

Mr. *Armstrong* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Armstrong* reported, that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House whenever it shall be pleased to receive the same.

Ordered, That the Report be received on Monday next.

Militia Bill.

The Honourable Mr. Attorney General *Draper*, from the Select Committee to which was referred the Bill for the better regulation of the Militia of this Province, reported, that the Committee had gone through the Bill, and had made several amendments thereto, which amendments were again read at the Clerk's table.

Ordered, That the said Bill and Report be committed to a Committee of the whole House on Tuesday next.

Quebec Trinity House Bill.

The Honourable Mr. Attorney General *Smith*, from the Select Committee to which was referred the Bill to amend and consolidate the Laws and Ordinances now in force, relating to the powers and duties of the Corporation of the Trinity House of *Quebec*, to Pilots and Pilotage in the Port of *Quebec*, and to the *Quebec* decayed Pilot Fund, and for other purposes, and another reference, and with several instructions to the said Committee, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:

Report.

Your Committee beg leave to report, that the conflicting interests involved in the settlement of this Bill, are of such importance as to preclude the possibility of obtaining the necessary evidence at this period of the Session, without which it is impossible for your Committee to determine upon these separate interests, and they therefore recommend that the law as it now stands should be allowed to continue; but that it should be altered so far as to make the tonnage duty fourpence, and repeal all the other duties on shipping, and add a clause to enable the Trinity House to borrow (in addition to the £5,000 already authorized, £2,838 of which is already borrowed) a further sum of £8,000, which sum shall be applied to the purpose of building a Light-house on *Red Island* Reef, and to build a Steamer Propeller, with proper apparatus and fittings, the cost of which not to exceed £6,000, and a further clause to enable the Pilots to form a Joint Association.

Mr. *Lindsay*, Treasurer of the Trinity House, *Quebec*, laid before the Committee the following Statement:

Amount of actual Tonnage of 1845,	£10,513	19	0
Less Per centage on Collection ...	262	17	6
	£10,251	1	6
Probable Yearly Expenses of the Trinity House, *Quebec*, as per Receipts	9,674	2	10
	£576	18	8

Actual Expenditure, £7,631 15s. 4d.

Bill.

Ordered, That the Honourable Mr. Attorney General *Smith* have leave to bring in a Bill to amend the Laws relative to the Trinity House of *Quebec*, and to confer certain powers on the said Trinity House.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next.

Montreal Trinity House Bill.

The Honourable Mr. Attorney General *Smith*, from the Select Committee to which was referred the Bill to repeal certain Acts, and an Ordinance therein mentioned, relating to the Trinity House at *Montreal*, and to amend and consolidate the provisions thereof, and another reference, and with an instruction to the said Committee, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Report.

Your Committee find it impossible to come to a proper determination on the subject of the reference as to the propriety of consolidating the Trinity Houses of *Quebec* and *Montreal*, and the settlement of its situation. The Committee recommend that as the law would expire at the end of the present Session, it should be continued for another year, until the several questions involved in the provisions of the *Quebec* Trinity Bill, and in particular the reference above referred to, can be satisfactorily decided upon.

Bill.

Ordered, That the Honourable Mr. Attorney General *Smith* have leave to bring in a Bill to continue for a limited time the law in force relating to the Trinity House of *Montreal*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time.

Quebec Turnpike Roads.

Mr. *Chauveau*, from the Select Committee to which was referred the Petition of *Jean Baptiste Pagé* and others, inhabitants of the Parish of *L'Ancienne Lorette*, and other references, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:

Report.

Your Committee having duly considered the prayers of the several Petitions referred to them, and weighed the evidence adduced before them, they are of opinion that the following Roads, or parts of Roads, should be placed under the control and management of the *Quebec* Turnpike Trust, to wit:—1st. The Road called *L'Ornière*, from the point of intersection of the *St. Charles* North and South Roads, to the Indian Village of *Lorette*, including the bridge over the stream, near the said Village:—2nd. That part of the *Ste. Foy* Road, which lies between the point where the said Road is joined by the *Suède* or *Suète* Road, up to *Cap Rouge* Hill:—3rd. The Road commonly called *La Route de L'Eglise* from *Ste. Foy* Church to *St. Louis* Road:—4th. That portion of the highway, from the bridge over the *Montmorency* River, to the East of the said bridge, a distance of four miles: and 5th. That portion of the Road leading to *St. Augustin*, from *Hough's* Farm to *St. Augustin* Church. The expediency of Macadamizing the said Roads, appears by the Minutes of Evidence.

The Road called *La Misère* being almost parallel to the *L'Ornière* Road,—and your Committee being informed that the improvement of that Road would be very expensive,—they cannot for the present, recommend that it be placed under the management of the Trust.

As respects the Road called *La Route Sainte Claire*, your Committee conceive that if the Road from the *Dorchester* bridge to the *Charlesbourg* Church were Macadamized, as is conditionally provided for by a Statute of last Session, in the event of the said bridge being purchased by the Provincial Government, the improvement of the said *Route Sainte Claire* would then be rendered useless.

Report.

Your Committee have not yet abandoned the hope that something will be done, either to acquire the said bridge on the part of the Government, or to vest the right of the Crown to purchase the same, in the Trustees, and therefore cannot recommend, for the present, the Macadamizing of the said *Route Sainte Claire*. They submit that in the event of the bridge being purchased, the *Charlesbourg* Road ought to be Macadamized, not only up to the *Charlesbourg* Church, but four miles beyond that point in a northerly direction, and also from the said *Charlesbourg* Church in a north-westerly direction, to the Indian Village of *Lorette*, there to join the *L'Ornière* Road.

Your Committee are informed that if the Trustees were authorized to borrow a sum of £20,000, on the guarantee of the Province, it would enable them to Macadamize the several Roads, and portions of Roads, which they have above recommended to be improved, and to purchase the said *Dorchester* bridge from its present proprietors. The completion of the said Roads, and the additional Tolls that would accrue from the bridge, would so increase the revenue of the Trust, as to relieve the Province from paying in future the interest on the loans already guaranteed. As to the Petitions praying for the removal of the *Kilmarnock* Gate, your Committee are of opinion that the prayer of the Petitioners be granted, and that the said Gate be removed.

With respect to the complaints made in relation to the Commutation of Tolls, your Committee are of opinion, that no doubt could have existed as to the interpretation of the Statute of last Session, which clearly provided for a distinct commutation for each vehicle; they regret to learn, however, that the issuing of Commutation tickets has been so managed as to cause misapprehension on that subject; the present rate of Commutation, amounting to three dollars for the summer vehicles of the lowest class, and two dollars for winter vehicles, making altogether five dollars for the whole year, your Committee do not consider to be excessive. They hope that in future the Trustees will endeavour to avoid any difficulty of the nature of that above alluded to, otherwise their conduct would be highly reprehensible.

Your Committee conceive, that most of the abuses usually complained of, in the management of Turnpike Trusts in general, cannot be remedied by Legislation, but matters of this nature come more properly under the notice of the Executive Government, in whom is vested the appointment of the Trustees.

Your Committee do not consider that the present mode of collecting the Tolls is the most efficient, but until all the improvements to be made shall have been completed, they do not think it advisable to recommend the Letting of the Gates by Auction.

Your Committee perceive with satisfaction, that the reduction of Tolls, effected last year, has caused no diminution in the Revenue, but, on the contrary, has increased it. As difficulties have arisen, as to some of the items in the tariff adopted last year, they would suggest the following Schedule, as more simple in its operation, although not expected to be materially different in affecting the amount of the Revenue:—

For every four-wheel carriage or vehicle, drawn by one horse or other beast,—Six-pence.

For each additional horse or other beast,—Two-pence.

For every two-wheel vehicle, drawn by one horse or other beast,—Three-pence.

For each additional horse or other beast,—Two-pence.

For every sleigh, train, berlin, or other winter vehicle, drawn by one horse or other beast,—Two-pence.

For each additional horse or other beast,—One-penny.

Report.

For every horse, mare, gelding, ass, or mule, with a rider,—Two-pence.

For every horse, mare, gelding, ass, mule, cow and head of other neat cattle, not drawing,—One-penny.

For every score of sheep, lambs, hogs, or swine,—Five-pence.

Your Committee are fully aware of the inconvenience of so many Statutes being enacted upon the same subject, and they regret that the advanced period of the Session at which they were put in possession of the Annual Return of the Trustees, prevented them from reporting sooner, otherwise they would have recommended the repeal of the several Ordinances and Statutes now in force, relating to the *Quebec* Turnpike Roads, and the consolidating in one Law, all the provisions of those Laws that may not be repugnant to one another, together with the amendments now suggested; they hope, that whenever any occasion may arise for further amending those Laws, that course will be adopted.

MINUTES OF EVIDENCE.

9th April, 1846.

The Honourable *John Neilson*, a Member of the Legislative Council, called in and examined:—

1st. Do you know the three different Roads, *L'Ornière*, *La Misère* and *Ste Claire*, in the County of *Quebec*?—Yes.

2nd. Which of the three Roads do you think most advantageous to be Macadamized?—The three Roads lead to nearly the same place, but I think the *Route Ste. Claire*, from the nature of the soil, is the best adapted for Macadamization. It would serve for the inhabitants of *St. Ambroise*, Lake *St. Charles*, *Valcartier*, and some parts of *Stoneham* and *Fossambault*. The *Route Ste. Claire* is the shortest and most central.

3rd. Do you think that the Road between the *Carouge* Road and *Ste. Foy* Road, called *Route de L'Eglise*, could be Macadamized at a small cost, and for the benefit of the public?—Yes, it could at a small cost. The Road would be very advantageous for the country people of *Ste. Foy*, *St. Ambroise* and *Lorette*, who find a market at the Coves. It would materially increase the income of the Turnpike, by the number of carriages of the city, which would pass by the *Carouge* and *Ste. Foy* Roads.

4th. Do you think it expedient to remove the *Kilmarnock* Toll Gate?—Yes, I am informed that it hardly pays the expenses, and it is inconvenient to travellers, particularly to the farmers going to the Coves.

5th. Are you aware of any abuses in the administration of the Turnpike Trust?—Yes, I am aware that abuses exist with reference to the *Carouge* Road on which I live; I cannot undertake to speak of the others.

6th. Have you any suggestions to make as to any further amendment to the law relative to Turnpikes at *Quebec*?—The inhabitants have never been permitted to subscribe by the year. The charge in the summer season, is in my opinion, very high. I think the Toll Gates ought to be let by Public Auction to the highest bidder. The accounts of receipts and disbursements ought to be regularly published every year.

The Hon. *Louis Massue*, called in and examined:—

Answer to Question No. 1.—Yes I do.

Answer to Question No. 2.—As there is every prospect of the Road between *Charlesbourg* and *Quebec*, called *Route de L'Eglise de Charlesbourg*, being ere long Macadamized; I am of opinion that the Road communicating between Old *Lorette* to *St. Ambroise*, called *Route l'Ornière*, and marked in red on the plan here exhibited, should be Macadamized as soon as possible, as it would afford a free communication to the Parishes of *St. Ambroise*, *Valcartier*, and *Fossambault*, which would then afford a Macadamized Road from the Church of *St. Ambroise*, to the City of *Quebec*, a distance of nearly nine miles. Report.

Answer to Question No. 3.—I do not think it necessary that this Road should be Macadamized at present. I think it better that the money which would be required to Macadamize that Road, should be laid out on the Road above mentioned.

Answer to Question No. 4.—I am not acquainted with that Road.

Answer to Question No. 5.—I am not.

Answer to Question No. 6.—I have none.

27th April, 1846.

Mr. *Benjamin Vohl*, called in and examined:—

Answer to Question No. 1.—Yes, I do.

Answer to Question No. 2.—The *l'Ornière* Road, in my opinion, is the most advantageous to be Macadamized, as it is the shortest and most central, and having been Macadamized once before, by the Parliament of *Lower Canada*.

Answer to Question No. 3.—I do not think it necessary.

Answer to Question No. 4.—Certainly I am of opinion that this Toll-gate should be removed, as it will never pay the expense, and prevents in a great measure, the farmers of *Ste. Foy*, from taking their produce to the Coves.

Answer to Question No. 5.—My family reside at *Ancienne Lorette*; I have a farm that I cultivate myself, and keep a shop in the City of *Quebec*, as an Optician, and am accustomed to pass through the Toll-gates, three or four times a week. By the law which passed last year, a farmer pays 3d. for a horse and cart, but the Secretary of the Trust makes me pay 5d., the same as a citizen of the Town, because he does not consider me a farmer, although I cultivate my land myself. For Commuting, the law says, that a farmer shall pay 15s. for one year, but the Commissioners demand 15s. for six months, although they state in the Certificate that the Commutation is for one year.

I think it would be advisable that any resident proprietor or lessee of lands lying beyond the Toll-gates should be allowed to Commute at 15s. a year for one horse, provided that he passes with the same horse during the twenty-four hours, and that no distinction should be made with respect to two wheeled carriages, whether it be a cart, gig, or *calêche*, but only with four wheeled vehicles.

John Porter, Esquire, examined:—

I am Secretary to the Trustees of the *Quebec* Turnpike Roads; I have read the several Petitions referred to this Committee, and am well acquainted with the Roads to which they refer; I am of opinion that it is very desirable to continue the Macadamizing of the *Ste. Foy* Road, from the point where it is intersected by the *Suède*, to the top of *Carouge* Hill; this Road is thickly settled, and much used, and I may state, is a strong reason why it should be Macadamized and placed under the superintendence of the Trustees; at the present time they are cutting down the *Carouge* Hill, which could be more effectually improved in connection with the *Ste. Foy* Road, which terminates at that hill. I also think that the *Route de L'Eglise* should be Macadamized; this Road is not much more than one and a half miles in length, and is much used by the settlers of *Valcartier*, *Fossambault*, and *Lorette*, who bring their agricultural produce this way to the Coves and shipping, where there is a large demand for it; and if this Road were improved, which could be done at a small expense, the traffic would be much increased and the Tolls made more productive. The distance from *Sillery* Cove to *Quebec*, is between three and four miles.

Report.

With reference to the three Roads to the Indian Village of *Lorette*, namely, *l'Ornière*, *La Misère*, and *Ste. Claire*; I consider the *l'Ornière* as the most preferable; it is the most level and direct road to the settlements of *Lorette*, *Valcartièr*, and *Fossambault*, and according to the estimate the Trustees have caused to be made, would cost less to Macadamize than the others. The *Ste. Claire* Road should also be made; a portion of the country through which it passes being densely inhabited; but if the *Dorchester* bridge were placed under the control of the Trustees, it would then be better to Macadamize the *Charlesbourg* Road, to the *Charlesbourg* Church, and thence to Indian *Lorette*, instead of the *Route Ste. Claire*. In that case the *Route Ste. Claire* should not be Macadamized; I think also, that the improvement of the *Charlesbourg* Road, should be extended to a distance of about four miles beyond *Charlesbourg* Church, and that the Road which now terminates at or near *Hough's* Farm, should be continued as far as *St. Augustin* Church. The reason why the inhabitants of *Charlesbourg* and *Lorette* petitioned for the Macadamizing of the *St. Claire* Road, in preference to the *Charlesbourg*, is, in my opinion, in consequence of the heavy burthen that would be imposed upon them, if a Toll-bar were placed on that road, in addition to the Toll exacted at the *Dorchester* bridge, in which case upon the *Charlesbourg* Road, they would have to pay two Tolls, while upon the *Ste. Claire* Road, they would only pay one Toll. The Trustees have no funds at their disposal for making any of the Roads petitioned for, but it is very desirable that those I have mentioned should be made, in order to render the revenue sufficiently productive; and if the Trustees were authorized to borrow a sufficient sum for the purpose, it would be for the public advantage. The sum required would not exceed £12,000.

Question 7. Will you state the reason why the Trustees have not Macadamized the Road leading from Commissioners Bridge to the *Champigny* Hill, as provided for by a law passed during the last Session of Parliament? The Trustees were unable to make this Road, because no appropriation was provided for the purpose, and the funds at their disposal were no more than sufficient to complete the Roads named in the original law.

Question 8. What sum of money would be required to finish this Road?—It would require £3,000, and as soon as funds are provided, the Trustees will be prepared to commence it.

Question 9. Do you think it is expedient to remove the *Kilmarnock* Toll Gate?—The revenue of this Gate, has not amounted to any thing like what was expected at the time it was erected; but I do not think it has been in existence a sufficient length of time, to enable the Trustees to form a correct estimate of its revenue, and would recommend that it be allowed to remain up during the present season, after which a better judgment can be formed, of the propriety of removing it or not.

Question 10. For what reason have the Trustees given a Commutation Ticket to certain farmers for one year for 15s. and have afterwards compelled the same farmers to pay 2d. each time of passing the Toll Bar during the winter of the same year?—The Trustees had no other course to pursue, the law expressly directs that Commutation shall be made upon each vehicle, so that when a farmer desires to Commute for a cart, he has to pay 60 Tolls at 3d., or 15s.; and if the same farmer requires to use the Road in the winter, he must necessarily commute also for his sleigh, for which he must pay 60 Tolls at 2d., or 10s.

Question 11. For what reason have the Trustees charged Mr. *Vohl* 5d. for each time of passing the Toll Bar, when, according to his statement, he resides in the country upon his farm, and consequently claims to be considered as a *habitant* or farmer?— When Mr *Vohl* claimed the privilege of a *habitant* or farmer, and represented that as he resided upon his farm, he should only be charged 3d. in the same manner as any other farmer, the Trustees were led to doubt, whether they could consider Mr. *Vohl* as a farmer, inasmuch as he follows the trade of an Optician, and did not gain his living solely as a farmer; they took legal advice upon the matter, and were told that the proper interpretation of the law was to consider the word "*habitant*" to apply only to the man who lives upon his land, and does not follow any other profession, and that according to the law Mr. *Vohl* ought to be charged 5d. Report.

The probable value of *Dorchester* Bridge in my opinion is £8,000, which, with the probable expense of the improvements suggested, would render a loan of £20,000 necessary.

Ordered, That two hundred and fifty copies of the said Report, and of the Documents accompanying the same, be printed for the use of the Members of this House. Printed.

Ordered, That the said Report be committed to a Committee of the whole House on Monday next.

Mr. *Lantier*, from the Select Committee to which was referred the Petition of *William Duncan*, of *Côteau du Lac*, presented to the House the Report of the said Committee, which was again read at the Clerk's table; and is as followeth:— Wm. Duncan.

Your Committee having taken into their consideration the Petition of *William Duncan*, of *Côteau du Lac;* praying that a Law be passed to enable him to collect the amount of a Judgment, with costs, obtained against the Inspector and Overseers of the Roads for the Parish of *St. Polycarpe*, for the payment of a Sum of Money, being the balance due to him for the building and constructing a Bridge over the River *Delisle:* beg leave to Report—That your Committee have ascertained, that the Petitioner undertook from the Inspector and Overseers of the Roads in the Parish of *St. Polycarpe*, to construct a Bridge over the River *Delisle;* that the construction of the said Bridge had been ordered by the *Grand Voyer* of the District of *Montreal;* and that, in accordance with the Law then existing, a repartition of the sum to be raised, to defray the expenses of the construction of the said Bridge, was made and duly homologated: that the Petitioner fulfilled the conditions of his contract; that the Inspector and Overseers of the Roads of that Parish, having failed to collect the whole amount which they were authorized to do by the said repartition, were unable to pay the said *William Duncan* the full amount due to him. That, at the suit of the Petitioner, a Judgment was obtained in the Court of Queen's Bench, on the 20th of October, 1829, (a copy of which is hereto appended, marked A,) against *John M^c Donald* and others, Inspector and Overseers of the Roads in the said Parish, in their respective capacities as such, for the sum of £116 8s. 9d., with interest on the same until paid; and also, for the sum of £72 13s. 2d., being the amount of costs in that cause, (as shewn by a statement hereto appended, marked B,) amounting in all to the sum of £305 7s. 10d. currency, including the interest on the sum of £116 8s. 9d., which remains due to the Petitioner. That, in virtue of the Judgment referred to, one part only of the said Parish of *St. Polycarpe* had to provide for the construction of the said Bridge: that some of those who had been assessed by the repartition, have paid the amount due by them, while others have not complied with its requirements. That some of the properties assessed, have been *bona fide* purchased by persons who have not been made aware of the debt existing on the same; that the repartition cannot be revived against such persons, or against those who have already discharged and paid the whole of this Report.

Report. tax against their properties; and that it cannot be revived against those who have paid only a certain part of the said repartition, for the full amount which they had to pay in virtue of the same. Your Committee, therefore, recommend that a law be passed, to enable *William Duncan* to collect from the different persons who, not having paid the sum either in whole or in part, which by the repartition they had to pay, to defray the payment of the building of the said Bridge, are still in possession of the properties assessed in the said repartition, and that so far the said repartition should be revived.

(A.)

Province of *Lower Canada*, District of *Montreal*. } Court of King's Bench, Tuesday, the Twentieth day of October, one thousand eight hundred and twenty-nine.

Present,—

The Honourable Chief Justice *Reid*.
" " Mr. Justice *Pyke*.
" " Mr. Justice *Uniacke*.

No. 1503.

William Duncan, late of the Parish of *St. Polycarpe*, in the Seigniory of *New Longueuil*, in the District of *Montreal*, Merchant, now of *Côteau du Lac*, in the Parish of *Soulanges*, in the said District,—PLAINTIFF.

John M'Donald, of the said Parish of *St. Polycarpe*, in the said District, Yeoman, now or late Inspector of Roads and Bridges, in and for the said Parish of *St. Polycarpe*; *François Giroux*, of the same place, Yeoman; *Louis Hémon*, of the same place, Yeoman; *Godefroy Lalonde*, of the same place, Yeoman; *François Chaulet*, of the same place, Yeoman; *Augustin Léger*, of the same place, Yeoman; *Joachim Lecomte*, of the same place, Yeoman; and *François Lalonde*, the younger, of the same place, Yeoman; now or late *Sous Voyers* in and for the said Parish of *St. Polycarpe*,—DEFENDANTS.

The Court, having heard the parties, by their Counsel, in the several matters in contest between them; having examined the evidence by them respectively adduced, and deliberated thereon, it is considered and adjudged, that the Plaintiff do recover of the said *John M'Donald*, in his capacity of Inspector of Roads and Bridges, in and for the Parish of *St. Polycarpe*, in the District of *Montreal*; and of the said *François Giroux*, of the same place, Yeoman; *Louis Hémon*, of the same place, Yeoman; *Godefroy Lalonde*, of the same place, Yeoman; *François Chaulet*, of the same place, Yeoman; *Augustin Léger*, of the same place Yeoman; *Joachim Lecomte*, of the same place, Yeoman; and *François Lalonde*, the younger, of the same place, Yeoman; in their capacity of *Sous Voyers*, in and for the said Parish of *St. Polycarpe*, the sum of one hundred and sixteen pounds, eight shillings, and nine pence, current money of the Province, for the matters and things stated and complained of, in and by the declaration of the said Plaintiff, with interest on the said sum of one hundred and sixteen pounds, eight shillings, and nine pence, from the twenty-fifth day of January, one thousand eight hundred and twenty-nine, until paid, with costs, the Court hereby dismissing the plea of *Défenses en droit*, pleaded by the several Defendants.

(True Copy,)

MONK, COFFIN, and PAPINEAU,
P. Q. B.

(B.) Report.

No. 1503.

William Duncan, Plaintiff. }
John M'Donald et al, Defendants. }

Taxed Costs	£65	19	10
Subsequent Costs on Execution	6	13	4
	£72	13	2

We Certify, that the above is the amount of the Taxed Costs, and subsequent Costs in the above Cause.

MONK, COFFIN, and PAPINEAU,
Prothonotary's Office, P. Q. B.
Montreal, 13th May, 1846.

Ordered, That the said Report be committed to a Committee of the whole House on Monday next.

Mr. *Dickson*, from the Select Committee to which was referred the Petition of *Donald Cameron*, of the Township of *Thorah*, in the *Home* District, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:— Donald Cameron.

Your Committee have carefully examined the subject set forth in the Petition of *Donald Cameron*, referred to them for their consideration; praying an enquiry into the merits of a claim which the Petitioner makes upon the Government for lands to which he considers himself entitled under an arrangement entered into with the Government of *Upper Canada* in the year 1827, at which time the Governor of that Province, in accordance with instructions received from the Secretary of State, was directed to permit the said *Donald Cameron* to locate certain lands in the Townships of *Thorah* and *Eldon*, for certain persons, he had been instrumental in bringing to the country, the same of course to be located under and subject to the terms and conditions which the Government found expedient in all cases to impose, the performance of which were necessary previous to the issuing of the location tickets. Report.

Your Committee find that the Government of *Upper Canada* rendered every facility to the said *Donald Cameron*, and those in whose behalf he was acting, to comply with the conditions of doing settlement duty, &c., inasmuch as they on four successive applications, extended the period from the 1st of May, 1827, to 1st January, 1829.

Your Committee find on reference to the Journals, that the Petitioner has made application on this same subject to the Legislature of *Upper Canada*, and to the Legislature of *Canada*; and that it was reported on by a Committee of Your Honourable House during the last Session, which report concludes as follows: "That before any action could be had in "the matter by Parliament, it must be brought regu- "larly under the consideration of the Provincial "Government, in order to an arrangement of the "case by them."

Your Committee have had before them the Assistant Commissioner of Crown Lands, and examined him in presence of the Petitioner, when the only two specific cases of complaint upon which your Committee could procure any documentary testimony to proceed upon, and in these cases the Assistant Commissioner of Crown Lands displayed every disposition to render justice to the parties interested, provided the conditions were performed in accordance with the existing regulations of the Land Granting Department, at the time the locations were made and

Report.

offered to receive evidence of the same at this remote period. Your Committee are satisfied that every justice will be done to the parties interested, provided they establish their rights to the Land, by having complied within the time allowed them by the order in Council of *Upper Canada*, with those provisions, the fulfilment of which is so essential to the proper management of the Land Granting Department, and to prevent that imposition to which the same would otherwise be liable.

Your Committee cannot therefore recommend the prayer of the said *Donald Cameron* to the favourable consideration of Your Honourable House.

Address, Crown Land Department.

On motion of the Honourable Mr. *Baldwin*, seconded by Mr. *Price*,

Resolved, That an humble Address be presented to His Excellency the Governor General, requesting that he will be pleased to cause to be laid before this House a copy of the Circular or Letter of Instructions, addressed from the Office of the Commissioner of Crown Lands, in April last, to the Local Agents of that Department, in the different sections of the Province, informing them of the pleasure of the Government, that the sales of Clergy Reserve Lands should be suspended.

Ordered, That the said Address be presented to His Excellency the Governor General, by such Members of this House, as are of the Honourable the Executive Council of this Province.

Ordnance Vesting Act Bill.

Ordered, That Mr. *Stewart* of *Bytown*, have leave to bring in a Bill to explain a certain provision of the Ordnance Vesting Act, and to remove certain difficulties which have occurred in carrying the said provision into effect.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Partnerships Bill, (U. C.)

Mr. *Boulton* moved, seconded by the Honourable Mr. *Robinson*, for leave to bring in a Bill for the formation of limited Partnerships, in *Upper Canada*.

The question having been put upon the said motion, a division ensued,

Yeas..... 17.
Nays ..... 27.

So it passed in the negative.

Municipal Council Bill, (U. C.)

Ordered, That the Honourable Mr. Attorney General *Draper* have leave to bring in a Bill to amend the Laws now in force, establishing Municipal Authorities in *Upper Canada*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Cornwall and L'Original Road.

Mr. *Macdonald* of *Cornwall*, moved, seconded by Mr. *M'Connell*, that that part of the Report of the Board of Works, relating to the *Cornwall* and *L'Orignal* Road, be referred to a Select Committee, composed of Mr. *Macdonald* of *Cornwall*, Mr. *Macdonell* of *Dundas*, Mr. *Macdonald* of *Glengary*, Mr. *Macdonell* of *Stormont*, and Mr. *Macdonald* of *Kingston*, to report thereon with all convenient speed; with power to send for persons, papers, and records,

The question having been put upon the said motion, a division ensued.

Yeas..... 15.
Nays ..... 27.

So it passed in the negative.

Lake St. Peter.

Resolved, That that part of the Report of the Chairman of the Board of Works, which refers to *Lake St. Peter*, be referred to a Select Committee, composed of Mr. *Armstrong*, Mr. *Williams*, Mr. *Leslie*, Mr. *Gowan*, and Mr. *Chabot*, to report thereon with all convenient speed; with power to send for persons, papers, and records. Lake St. Peter.

Ordered, That two hundred and fifty copies of the Report of *E. A. Clark*, Esquire, Inspector of Registry Offices, be printed for the use of the Members of this House. Printed.

Mr. *Laurin* moved, seconded by Mr. *Chabot*, that when this House doth adjourn, it will adjourn until to-morrow, at one o'clock, P. M. Adjournment.

The question having been put on the said motion, a division ensued, and it passed in the negative.

Mr. *Laurin* moved, seconded by Mr. *Chabot*, that when this House doth adjourn, it will adjourn until Monday next, at ten o'clock, A. M.

The question having been put upon the said motion, a division ensued.

Yeas ..... 22.
Nays ..... 18.

So it was carried in the affirmative, and

Ordered, Accordingly.

A Message from the Legislative Council, by *John Fennings Taylor*, Esquire, one of the Masters in Chancery. Message from Legislative Council.

MR. SPEAKER,

The Legislative Council have passed the following Bills without any amendment:—

"An Act to consolidate and amend the Registry "Laws of that part of this Province, which was for- "merly *Upper Canada*." Registry Laws Bill, (U. C.)

"An Act to require Slides of certain dimensions to "be erected upon the several Mill Dams, in the "River *Moira*, and its tributaries, in the District of "*Victoria*." Moira Mill Dams Bill.

"An Act to incorporate the *Huntingdon* Plank "Road Company." Huntingdon Plank Road Bill.

"An Act to allow the formation of more than one "Agricultural Society in a County in *Lower Canada*, "and for the relief of the Society for the County of "*Montreal*." Agricultural Societies Bill, (L. C.)

"An Act further to amend the Ordinances incor- "porating the City of *Quebec*, and for other pur- "poses." Quebec Incorporation Laws Bill.

Also,

The Legislative Council have passed the following Bills, with amendments, to which they desire the concurrence of the Assembly:—

"An Act to incorporate the *Wolfe Island*, *King*- "*ston*, and *Toronto* Railroad Company." Wolfe Island Railroad Bill.

"An Act to incorporate the *Peterborough* and *Port* "*Hope* Railway Company." Peterboro' Railroad Bill.

And also,

LEGISLATIVE COUNCIL,
Friday, 15th May, 1846.

Ordered, That one of the Masters in Chancery do go down to the Legislative Assembly and acquaint that House, that the Legislative Council do not insist on their amendment to the Bill intituled, "An Act for the better establishment and main- "tenance of Common Schools in *Upper Canada*, "to which the Legistative Assembly disagree." Common School Bill, (U. C.)

And then he withdrew.

Mr. *Foster*, from the Committee of the whole House on the Bill to divide the Municipality of *Hochelaga* into five distinct Municipalities, and fur- Hochelaga Division Bill.

Hochelaga Division Bill.

ther to provide for the support of Schools and the management of local affairs therein, reported, according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House.

The Honourable Mr. *Viger* moved, seconded by the Honourable Mr. Attorney General *Draper*, that the said Bill be now recommitted to a Committee of the whole House.

The question having been put upon the said motion, it passed in the negative.

Ordered, That the said Bill as amended be Engrossed.

Orleans and Montmorency Division Bill.

Mr. *Chabot*, from the Committee of the whole House on the Bill to amend the Act to detach the Island of *Orleans* from the County of *Montmorency*, for the purposes of Registration, reported, according to Order, the amendment made by the Committee to the said Bill, which amendment was again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill as amended be Engrossed.

Dorchester Registry Office.

Mr. *Cummings*, from the Committee of the whole House on the Report of the Select Committee to which was referred the Petition of *F. H. Guay*, Esquire, and others, of the Parish of *St. Joseph de la Pointe Levi*, and other Parishes, in the County of *Dorchester*, and another reference, reported, according to Order, the Resolution of the said Committee, which Resolution was again read at the Clerk's table, and agreed to by the House, and is as followeth:—

Resolution.

Resolved. That it is expedient to establish a separate Registry Office in the lower part of the County of *Dorchester*.

Bill.

Ordered, That Mr. Solicitor General *Taschereau* have leave to bring in a Bill to establish a separate Registry Office in the lower part of the County of *Dorchester*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next.

Montreal Incorporation Laws Bill.

The Order of the Day for the House in Committee on the Bill to amend the laws incorporating the City of *Montreal*, and to facilitate the decision of cases wherein the right of any party to any office in the Corporation may be called in question, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Gowan* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Gowan* reported that the Committee had gone through the Bill, and had made several amendments thereto, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill as amended be Engrossed.

Supply.

The Order of the Day for the House in Committee on the Supply granted to Her Majesty, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Laurin* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Laurin* reported that the Committee had come to several Resolutions, which he was directed to submit to the House whenever it shall be pleased to receive the same; and also that he was directed by the Committee to move for leave to sit again.

Supply.

Ordered, That the Report be received on Monday next.

Ordered, That the said Committee have leave to sit again on Monday next.

Orders Postponed.

Ordered, That the remaining Orders of the Day be postponed until Monday next.

Then, on motion of the Honourable Mr. *Viger*, seconded by the Honourable Mr. *Daly*,

The House adjourned until Monday next.

Lunæ, 18° *die Maii.*

Anno Nono Victoriæ Reginæ, 1846.

10, *â Horâ, A. M.*

Distribution of the Statutes.

MR. SPEAKER laid before the House a Statement of the Queen's Printer, of the distribution of the Statutes of *Canada*, Session 1844–5, pursuant to 8th *Vict.*, cap. 68.

(*For the said Statement, see Appendix H. H.*)

Petitions laid on the table.

The following Petitions were severally brought up and laid on the table:—

By Mr. *Price*,—The Petition of *James G. Edwards* and others, of the Township of *King*, in the County of *York*; the Petition of *Thomas W. Tyson*, and others, of the Township of *King*, in the *Home* District, (relating to King's College;) the Petition of *Timothy Devenish* and others, of the Township of *Scarborough*, in the *Home* District; the Petition of *John Watson* and others, of the Township of *King*, and parts adjacent; and the Petition of *Thomas W. Tyson* and others, of the Township of *King*, in the *Home* District, (relating to the Clergy Reserves.)

By Mr. *Cummings*,—The Petition of the Reverend *Adam Townley* and others, members of the United Church of *England* and *Ireland*, in the Townships of *Dunn*, *Dunnville*, and parts adjacent, in the Diocese of *Toronto*.

By Mr. *Smith* of *Frontenac*,—The Petition of the Corporation of the Town of *Prescott*.

By the Honourable Mr. *Robinson*,—The Petition of *George Lount* and others, of *Holland Landing* and its vicinity; and the Petition of *Henry Cornelius Finlay*, Contractor.

Hochelaga Division Bill.

An Engrossed Bill to divide the Municipality of *Hochelaga* into five distinct Municipalities, and further to provide for the support of Schools and the management of local affairs therein, was read for the third time.

Resolved, That the Bill do pass; and the Title be "An Act to divide the Municipalities of *Hochelaga* and of *Three Rivers*, respectively, into distinct Municipalities, and further to provide for the support of Schools, and the management of local affairs therein."

Ordered, That Mr. *Leslie* do carry the said Bill to the Legislative Council, and desire their concurrence.

Orleans and Montmorency Division Bill.

An Engrossed Bill to amend the Act to detach the Island of *Orleans* from the County of *Montmorency*, for the purposes of Registration, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Cauchon* do carry the said Bill to the Legislative Council, and desire their concurrence.

Montreal Incorporation Laws Bill.

An Engrossed Bill to amend the Laws incorporating the City of *Montreal*, and to facilitate the decision

Montreal Incorporation Laws Bill.

of cases wherein the right of any party to any Office in the Corporation may be called in question, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That the Honourable Mr. *Moffatt* do carry the said Bill to the Legislative Council, and desire their concurrence.

Petitions read.

Pursuant to the Order of the Day the following Petitions were read.

Of *R. C. Gapper* and others, of *Yonge Street* and its vicinity, in the *Home* District, complaining that the Board of Works have not improved the said Street as provided for by the grant of last Session, for communication between Lakes *Ontario* and *Huron*, and praying relief.

Of *Donald Cameron* of *Thorah*, in the *Home* District; praying to be remunerated for his losses in consequence of his false imprisonment on the charge of High Treason.

Of Mrs. *Margaret E. V. Reeves*, wife of *Francis Metzler* and others, of the River *St. Pierre*, in the Parish of *Montreal;* praying that no discretionary power may be given to the Commissioners appointed to investigate the new intended road at River *St. Pierre*.

Of *James Morris* and others, of *MacNab* and *Horton*, Members of the Presbyterian Church of *Canada*, in connection with the Church of *Scotland;* and of *Alexander Wright* and others, Episcopal Methodists, and others, of *Renfrew;* praying that the Charter of the University of King's College may be amended by the passing of the Bill introduced during the last Session for that purpose.

Of the Reverend *William King* and others, Members of the Established Church of *England* and *Ireland*, in the Township of *Bury;* praying that a clause may be inserted in all Bills granting Railway Privileges, to prohibit travelling or the transport of goods on Sundays.

Of *John Richards* and others, of the District of *Prince Edward;* praying for certain alterations in the License Law, for the discouragement of Intemperance.

Of the Trustees of the *Montreal* Turnpike Roads; praying that the Act 8 *Vic.* cap. 40, may be so amended as to secure the said Trust from the interference of any Municipal Council.

Of *George Rykert*, Esquire, and others, of the Town of *St. Catherines*, in the District of *Niagara;* of *William Wiley* and others, of the Township of *Grantham*, in the District of *Niagara;* and of *Peter B. Nelles* and others, of the Township of *Grimsby*, in the District of *Niagara;* praying that *St. Catherines* may be chosen as the District Town of the said District, or otherwise that further action be suspended on the Bill relating to the removal of the District Town.

Petition of R. C. Gapper, et al. referred.

Resolved, That the Petition of *R. C. Gapper* and others, of *Yonge Street*, and its vicinity, in the *Home* District, be referred to a Select Committee, composed of the Honourable Mr. *Robinson*, the Honourable Mr. *Baldwin*, Mr. *Monro*, Mr. *Price*, and Mr. *Duggan*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

J. B. A. Chamberland, Esq. et al.

Mr. *Bertrand*, from the Select Committee to which was referred the Petition of *J. B. A. Chamberland*, Esquire and others, of the County of *Rimouski*, and other references, presented to the House the Report of the said Committee, which was again read at the Clerk's table.

(*For the said Report, see Appendix I. I.*)

Ordered, That the said Report be printed for the use of the Members of this House. Printed.

Contingencies.

Mr. *Roblin*, from the Standing Committee on Contingencies, presented to the House, the Third Report of the said Committee, which was again read at the Clerk's table; and is as followeth:—

It being reported to your Committee, that the balance remaining in the hands of the Clerk, of £233, at the last audit, together with the sum of £5,000, since granted by Address to His Excellency, are very nearly expended, they beg leave to recommend a further advance in favour of the Clerk, of the sum of Four Thousand Pounds, which, together with the former sums in his hands, will be deducted from the General Estimate of Contingencies at the close of the Session.

Ordered, That the said Report be committed to a Committee of the whole House to-morrow.

Address, Eastern Townships Road.

On motion of Mr. *Hale*, seconded by Mr. *Brooks*,

Resolved, That an humble Address be presented to His Excellency the Governor General; praying that he will be pleased to cause to be laid before this House, Copies of all Instructions given by the Board of Works to the Surveyors employed in Surveying the main Eastern Townships Road, particularly the Branch thereof to *Sherbrooke*, together with the Reports of the said Surveyors upon the same.

Ordered, That the said Address be presented to His Excellency the Governor General, by such Members of this House as are of the Honourable the Executive Council of this Province.

Crown Property Bill.

Ordered, That the Honourable Mr. *Cayley* have leave to bring in a Bill to exempt the Property of the Crown from Local Rates and Taxes in *Lower Canada*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time to-morrow.

Ordered, That when this House doth adjourn, it will adjourn until half-past two o'clock, P. M., this day.

Quebec St. George's Society Bill.

On motion of Mr. *Christie*, seconded by Mr. *Taché*,

Ordered, That the Bill to incorporate the *St. George's* Society of *Quebec*, as reported by the Standing Committee on Private Bills, be committed to a Committee of the whole House to-morrow.

Peterboro' Railroad Bill.

On motion of Mr. *Hall*, seconded by Mr. *Macdonald* of *Kingston*,

Ordered, That the amendments made by the Legislative Council, to the Bill intituled, "An Act "to incorporate the *Peterborough* and *Port Hope* "Railway Company," be now taken into consideration.

The House proceeded, accordingly, to take the said amendments into consideration.

And the said amendments were read, and are as followeth:—

Press 2, Line 36.—After "named," insert "before "proceeding to business, or, "in the event of their disagreeing as to the choice of "such other person, to be "appointed by the Judge of "the District Court for the "District in which the lands "are situate, before the others "proceed to business."

„ 4, „ 14.—After "aforesaid," insert "or "refuse, or neglect so to do,

Peterboro' Railroad Bill.

" for the space of one calendar " month, after having been " thereunto required by the " said Company."

Press 4, Line 16.—Leave out from "apply," to " them," in line 23, both inclusive, and insert "nominate " one indifferent person, and " for the Judge of the Dis- " trict Court, for the District " in which the lands are " situate, on the application " of the said Company, to " nominate and appoint one " other indifferent person, " who, together with one " other person, to be chosen " by the persons so named " before proceeding to busi- " ness, or in the event of " their disagreeing as to the " choice of such other person, " to be appointed by the said " Judge, before the others " proceed to business."

" " " 28.—Leave out "their," and insert " the."

" " " 28.—After "decision," insert "of " the majority of such arbi- " trators."

" " " 44.—Leave out from "apply" to " time," in Press 5, Line 1, and insert "nominate one " indifferent person, and for " the Judge of the District " Court, for the District in " which such lands are situate, " on the application of the " said Company, to nominate " and appoint one other in- " different person, who, to- " gether with one other per- " son, to be chosen by the " persons so named before " proceeding to business, or, " in the event of their dis- " agreeing as to the choice of " such other person, to be " appointed by the said Judge " before the others proceed to " business, shall be arbitra- " tors."

And the said amendments being again read, they were agreed to by the House.

Ordered, That Mr. *Hall* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendments.

On motion of Mr. *Macdonald* of *Kingston*, seconded by Mr. *Hall*,

Wolfe Island Railroad Bill.

Ordered, That the amendments made by the Legislative Council, to the Bill intituled, "An Act " to incorporate the *Wolfe Island*, *Kingston*, and " *Toronto* Railroad Company," be now taken into consideration.

The House proceeded accordingly to take the said amendments into consideration.

And the said amendments were read, and are as followeth:—

Press 3, Line 13.—After "named, insert "before " proceeding to business, or " in the event of their dis- " agreement as to the choice

" of such other person, to be Wolfe Island Railroad Bill. " appointed by the Judge of " the District Court, for the " District in which the lands " are situate, before the others " proceed to business."

Press 5, Line 9.—After "aforesaid" insert "or re- " fuse, or neglect so to do, for " the space of one calendar " month, after having been " thereunto required by the " said Company."

" " " 10.—After "Company," leave out all the words from "to" to " them" in line 16, both inclusive, and insert "to nomi- " nate one indifferent person, " and for the Judge of the " District Court for the Dis- " trict in which such lands " are situate, on the applica- " tion of the said Company, " to nominate and appoint " one other indifferent per- " son, who, together with one " other person, to be chosen " by the persons so named, " before proceeding to busi- " ness, or, in the event of " their disagreement as to the " choice of such other person, " to be appointed by the said " Judge, before the others " proceed to business."

" " " 21.—Leave out "their," and insert " the."

" " " 21.—After "decision," insert "of " the majority of such arbi- " trators."

" " " 35.—After "Company," leave out from "to" to "time" in line 37, both inclusive, and insert " to nominate one indifferent " person, and for the Judge " of the District Court for " the District in which such " lands are situate, on the " application of the said Com- " pany, to nominate and ap- " point one other indifferent " person, who, together with " one other person, to be " chosen by the persons so " named, before proceeding " to business, or, in the event " of their disagreeing as to " the choice of such other " person, to be appointed by " the said Judge before the " others proceed to business, " shall be arbitrators."

" " " 42.—After "mortgagee," insert "as " a payment for and on " account of the said mort- " gage."

And the said amendments being again read, they were agreed to by the House.

Ordered, That Mr. *Macdonald* of *Kingston*, do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendments.

Ordered, That Mr. *Thompson* have leave to absent himself from this House, for two weeks, on account of illness in his family. Leave of Absence.

Cornwall Incorporation Bill.

Mr. *Armstrong*, from the Committee of the whole House, on the Bill to amend the Act of incorporation of the Town of *Cornwall*, and to establish a Town Council therein, in lieu of a Police, reported, according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill as amended be Engrossed.

Commissioners of Enquiry Bill.

The Order of the Day for the second reading of the Bill, to empower Commissioners for enquiring into matters connected with the Public Business, to take Evidence on Oath, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House.

Mr. *Woods* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Woods* reported, that the Committee had gone through the Bill, and had made an amendment thereto, which amendment was again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill as amended be Engrossed.

Adjournment.

Mr. *Gowan* moved, seconded by Mr. *Thompson*, that this House do now adjourn;

The question having been put upon the said motion, a division ensued, and it was carried in the affirmative, and

The House adjourned accordingly.

2½, *â Horâ, P. M.*

House attends in Legislative Council.

A Message from His Excellency the Governor General, by *Frederick Starr Jarvis*, Esquire, Gentleman Usher of the Black Rod.

Mr. Speaker.

His Excellency the Governor General desires the immediate attendance of this Honourable House, in the Legislative Council Chamber.

Accordingly Mr. Speaker, with the House, went to the Council Chamber.

And being returned,

Bills assented to.

Mr. Speaker reported that, agreeable to the commands of His Excellency the Governor General, the House had attended upon His Excellency in the Legislative Council Chamber, where His Excellency was pleased to give, in Her Majesty's name, the Royal Assent to the following Public and Private Bills:—

"An Act to incorporate the Town of Kingston as a City."

"An Act to authorize the Devisees and Trustees of the Will of the late Honourable *Charles Jones*, to convey a Town Lot therein mentioned to the President and Board of Police of *Brockville*, for the uses and purposes therein mentioned."

"An Act to amend the Act therein mentioned, relating to the appropriation of monies derived from the sale of School Lands in Upper Canada."

"An Act to amend the Act for the encouragement of Agriculture, by the establishment of Agricultural Societies in *Lower Canada*."

"An Act relating to the *Magdalen* Islands in the Gulf *St. Lawrence*, and to enable the Inhabitant Householders therein to establish a Municipal Council in the said Islands, and to extend the like advantages to certain localities in the County of *Saguenay*, and to those parts of the Counties of *Rimouski* and *Kamouraska* known as the *Madawaska* Territory."

Bills assented to.

"An Act to authorize the Courts of Queen's Bench and of Chancery in Upper Canada in their discretion to admit *John W. Dempsey*, to practice as an Attorney and Solicitor therein."

"An Act to enforce the attendance of Witnesses before Magistrates in *Lower Canada* in certain cases."

"An Act to incorporate certain persons as 'The *Trafalgar, Esquesing* and *Erin* Road Company.'"

"An Act for the substitution of more simple modes of assurance in lieu of Fines and Recoveries."

"An Act to alter the mode of Assessment in the Towns of *Niagara* and *Queenston*."

"An Act to vest in *Richard E. Vidal*, his Heirs and Assigns, the Government Allowance for a Road across certain lots of land in the Township of *Sarnia*, in the *Western* District, now belonging to him."

"An Act for the better preservation of Wild Fowl in the County of *L'Islet*."

"An Act to consolidate and amend the Laws relating to the Provincial Penitentiary."

"An Act for defining and establishing the course of the side lines of Lots in the *Gore* of the Township of *Gloucester*, in the District of *Dalhousie*."

"An Act to provide for the recovery of the Rates or Taxes intended to be imposed by certain By-Laws of the District Council of the District of *Huron*."

"An Act to alter and amend the Laws imposing Provincial Duties of Customs."

"An Act to incorporate *Les Dames Religieuses de Notre Dame de Charité du Bon Pasteur*, at *Montreal*, for the care and reformation of Female Penitents."

"An Act for the relief of *John Macara*, of the City of *Toronto*, Esquire."

"An Act to repeal an Act therein mentioned, authorizing the raising of a sum of money in the District of *Niagara*, for the purpose of relieving the said District from debt."

"An Act to provide for vesting in Trustees the Sites of Schools in that part of this Province called *Upper Canada*."

"An Act to explain and amend a certain Act therein mentioned, and to make further provision concerning Ferries in *Upper Canada*."

"An Act to amend an Act passed during the last Session of this Parliament, intituled, 'An Act to amend, consolidate, and reduce into one Act, the several Laws now in force, establishing or regulating the practice of District Courts in the several Districts of that part of this Province, formerly *Upper Canada*.'"

"An Act to incorporate certain persons under the name of the 'Albion Road Company.'"

"An Act to encourage the establishment of certain Societies commonly called Building Societies in that part of the Province of *Canada*, formerly constituting *Upper Canada*."

"An Act to transfer to Queen's College at *Kingston*, certain Estates, Rights and Liabilities of the University at *Kingston*."

"An Act to prevent the opening of Government Allowances for Roads without an order from the

Bills assented to.

District Council of the District in which the said allowances are situate."

"An Act to amend the Law in cases of Forgery."

"An Act to facilitate the conveyance of Real Property."

"An Act to remove certain doubts as to the jurisdiction conferred upon the Court of Chancery in *Upper Canada*, in matters relating to Lunatics, Idiots, and persons of unsound mind, and their Estates, and to amend and extend the Laws in force in *Upper Canada*, relating to Lunatics, Idiots, and persons of unsound mind and their Estates."

"An Act to increase the salary of the Supervisor of Cullers."

"An Act to vest in *James K. Andrews* a certain allowance for Road, in the Township of *Dumfries*, in the District of *Gore*."

"An Act to incorporate '*La Communauté des Filles de la Charité*,' of the Parish of *St. Hyacinthe*, in the District of *Montreal*, for the care of infirm and sick persons, and for other purposes."

"An Act to indemnify *Anthony Leslie*, Inspector of Licenses, for having, in ignorance of the Law, voted at the late Election for the County of *Lanark*."

"An Act for the better administration of Justice in the General Sessions of the Peace for *Gaspé*, and for preventing charges upon the Treasury of the Province for unnecessarily summoning Jurors."

"An Act to repeal certain Acts therein mentioned, and to impose a duty on Distillers and on the Spirituous Liquors made by them, and to provide for the collection of such duties.

"An Act to revive and extend an Act of the Parliament of *Upper Canada*, third *Victoria*, Chapter thirty-three, intituled, 'An Act to incorporate certain persons under the name and style of the President, Directors and Company of the Bronte Harbour.'"

"An Act to remedy certain defects in the Registration of Titles in the County of *Hastings* in *Upper Canada*."

Petitions laid on the table.

The following Petitions were severally brought up and laid on the table:—

By the Honourable Mr. *Baldwin*,—The Petition of *Robert Fleming Gourlay*, (relating to a Compensation.)

By Mr. *Scott*,—The Petition of *Joseph G. Barthe*, of the City of *Montreal*, Esquire; praying that the further consideration of the Bill to provide for the removal of the place of holding the Circuit Court and the Registry Office, in the County of *Yamaska*, from *La Baie* to *St. François*, be postponed until the next Session of the Provincial Parliament.

On motion of Mr. *Scott*, seconded by Mr. *Macdonald* of *Glengary*,

Ordered, That the said Petition be now read, and that the Rule of this House, of the twenty-eighth of June, 1841, be suspended as to the present Petition.

The said Petition was read accordingly.

Cornwall Incorporation Bill.

An Engrossed Bill to amend the Act of Incorporation of the Town of *Cornwall*, and to establish a Town Council therein, in lieu of a Police, was read for the third time.

Resolved, That the Bill do pass, and the title be, "An Act to amend the Act of Incorporation of the Town of *Cornwall*, and to establish a Town Council therein, in lieu of a Board of Police."

Ordered, That Mr. *Macdonald* of *Cornwall*, do carry the said Bill to the Legislative Council, and desire their concurrence.

Commissioners of Enquiry Bill.

An Engrossed Bill to empower Commissioners for enquiring into matters connected with the Public Business, to take evidence on oath, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That the Honourable Mr. *Papineau* do carry the said Bill to the Legislative Council, and desire their concurrence.

Bills of Exchange Bill, (Inland.)

Bills of Exchange Bill, (Foreign.)

The Honourable Mr. *Moffatt*, from the Select Committee to which was referred the Bill to amend the Law regulating Inland Bills of Exchange and Promisory Notes, and the protesting thereof; and the Bill to amend the Law relative to damages on protested Foreign Bills of Exchange, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Report.

Your Committee have bestowed much attention on the Bill to amend the Law regulating Inland Bills of Exchange and Promissory Notes, and the protesting thereof, and finding much diversity of opinion respecting some of its provisions, deem it inexpedient to proceed further with the measure during the present Session. Meanwhile they recommend the passing of a Bill by Your Honourable House, to repeal so much of the Law as allows damages on Inland Bills of Exchange and Promissory Notes, and to establish uniformity of practice in relation to the same, on some points of difference in the existing usages of the two sections of the Province, which are productive of inconvenience in the transaction of commercial business.

For the same reasons your Committee deem it inexpedient to proceed further during the present session with the Bill relative to damages on Foreign Bills of Exchange, and as the Law of *Lower Canada* on this subject will expire with the close of the present Session, they respectfully recommend that the Law be continued for another year, and until the end of the then next ensuing session of the Provincial Legislature; and that the same be included in the Bill to continue the Acts about to expire.

Ordered, That the Honourable Mr. *Moffatt* have leave to bring in a Bill to make certain amendments in the Law relative to Inland Bills of Exchange and Promissory Notes.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Wednesday next.

Adjournment.

Mr. *Laurin* moved, seconded by Mr. *Jobin*, that when this House doth adjourn, it will adjourn until to-morrow at ten o'clock, A. M.

The question having been put upon the said motion, a division ensued, and it passed in the negative.

Supply.

Mr. *Laurin*, from the Committee of the whole House on the Supply granted to Her Majesty, reported, according to Order, the Resolutions of the said Committee, which Resolutions were again read at the Clerk's table, and are as followeth:—

1. *Resolved*, As the opinion of this Committee, That there be granted to Her Majesty, Her Heirs and Successors, and payable in every year, out of the Consolidated Revenue of this Province, the sum of Thirty-three thousand and thirty-one pounds, Currency, for defraying the several charges named in the following Schedule marked A:—

Supply.

SCHEDULE A.

Supply.

	Offices, &c.	Amounts payable according to present Establishments. Currency. £ s. d.	Proposed amount to be allowed in future, as vacancies occur by the removal of the present Incumbents. Currency. £ s. d.
1	Governor-General, to be in lieu of Fees, Seizures and Forfeitures, £7000 Stg.	7777 15 6	7777 15 6
	Upper Canada.		
2	One Chief Justice	1666 13 4	1250 0 0
3	Four Puisné Judges, at £1000 each	4000 0 0	4000 0 0
4	One Vice-Chancellor	1250 0 0	1111 2 2
	Lower Canada.		
5	One Chief Justice of Canada	1666 13 4	1250 0 0
6	Three Puisné Judges, Quebec, at £1000 each	3000 0 0	3000 0 0
7	One Chief Justice of Montreal or Quebec, as the case may be	1222 4 4	1200 0 0
8	Three Puisné Judges of Montreal, at £1000 each	3000 0 0	3000 0 0
9	One Judge at Three Rivers	1000 0 0	500 0 0
10	One Judge for the District of St. Francis	555 11 1	500 0 0
11	First Judge, District of Gaspé	555 11 1	500 0 0
12	Second do do	500 0 0	500 0 0
13	Pensions to Judges	2222 2 4	2222 2 4
14	Attorneys and Solicitors General, Salaries, and Allowances for Contingencies	3900 0 0	3900 0 0
15	Court of Vice-Admiralty	472 4 4	470 0 0
16	Circuit Allowances to Judges	1550 0 0	1550 0 0
17	Permanent Clerk attached to the Crown Law Department	300 0 0	300 0 0
	Totals, Currency	£34638 15 4	£33031 0 0

2. *Resolved,* As the opinion of this Committee, That there be granted to Her Majesty, Her Heirs and Successors, during the life of Her Majesty, and for five years after the demise of Her Majesty, in every year, out of the said Consolidated Revenue Fund, the further sum of Thirty-seven thousand four hundred and fifty pounds fifteen shillings and three pence, Currency, for defraying the several charges named in the following Schedule marked B :—

SCHEDULE B.

	Offices, &c.	Amounts payable according to present Establishments. Currency. £ s. d.	Proposed amounts to be allowed in future, as vacancies occur by the removal of the present Incumbents. Currency. £ s. d.
1	Governor's Secretary and his Office	1925 8 6	1536 0 0
2	Provincial Secretary and his Office	4423 1 10	4242 0 0
3	Registrar's Office to merge in the Provincial Secretary's Office after the present Incumbency	1083 6 6	650 0 0
4	Receiver-General's Office	2300 8 8	2056 0 0
5	Inspector-General and his Office	4022 13 4	3856 0 0
6	Executive Council Office	2922 4 4	2637 0 0
7	Board of Management of Public Works	2094 17 7	2000 0 0
8	Emigrant Agent	752 4 2	752 4 2
9	Pensions	5555 11 1	5555 11 1
10	Indian Annuities	6666 0 0	6666 0 0
11	Contingencies of Public Offices	7500 0 0	7500 0 0
	Totals, Currency	£39245 16 0	£37450 15 3

3. *Resolved,* As the opinion of this Committee, That during the time for which the said sums of Thirty-three thousand and thirty-one pounds, currency, and Thirty-seven thousand four hundred and fifty pounds fifteen shillings and three pence currency, are severally payable, the same shall be accepted and taken by Her Majesty by way of Civil Lists, instead of all Territorial and other Revenues now at the disposal of the Crown in this Province, and that three-fifths of the net produce of the said Territorial and other Revenues now at the disposal of the Crown in this Province, shall be paid over to the account of the said Consolidated Revenue Fund, and that during the life of Her Majesty, and for five years after the demise of Her Majesty, the remaining two-fifths of the net produce of the said Territorial and other Revenues shall be paid over in like manner to the account of the said Consolidated Revenue Fund.

Supply.

4. *Resolved*, As the opinion of this Committee, That the said several sums shall not be payable until the repeal of the 50th, 51st, 52nd, 53rd, 54th, 55th, 56th, and 57th, sections of a certain Act passed by the Imperial Parliament in the third and fourth years of Her Majesty's Reign, intituled "An Act to re-unite the Provinces of "*Upper* and *Lower Canada*, and for the Govern- "ment of Canada," together with the Schedules referred to, in the same.

On motion of the Honourable Mr. *Cayley*, seconded by the Honourable Mr. Attorney General *Smith*,

Ordered, That the question of concurrence be now separately put upon each of the said Resolutions.

The first of the said Resolutions being again read,

And the first to the Sixth Items, inclusive of the Schedule, being also read, and the question being separately put upon each, they were agreed to by the House.

The Seventh Item being again read, and the question being put thereon, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Baldwin, Berthelot, Bertrand, Boutillier, Cauchon, Cayley, Chauveau, Christie, Cummings, Desaunier, DeWitt*, Attorney General *Draper, Duggan, Foster, Jessup, Jobin, La Fontaine, Lantier, Laterrière, Laurin, Leslie, Macdonald* of Glengary, *Macdonald* of Kingston, *Macdonell* of Stormont, *Méthot, Monro, Papineau, Petrie, Price, Robinson, Rousseau, Scott, Sherwood* of Brockville, Solicitor General *Sherwood, Smith* of Frontenac, Attorney General *Smith, Smith* of Wentworth, *Stewart* of Prescott, *Taché*, Solicitor General *Taschereau*, and *Viger*.—(41.)

NAYS.

Messieurs *DeBleury, Ermatinger, Gowan, Macdonald* of Cornwall, *M'Connell, Moffatt, Seymour*, and *Stewart* of Bytown.—(8.)

So it was carried in the affirmative.

The Eighth to the Thirteenth Items inclusive, being again read, and the question being separately put upon each, they were agreed to by the House.

The Fourteenth Item being again read;

The Honourable Mr. *Moffatt* moved, in amendment thereto, seconded by the Honourable Mr. *DeBleury*, that the words "and Solicitors," be struck out of the same.

The Question having been put on the said motion of amendment, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Christie, DeBleury, Gowan, Lantier, Macdonald* of Glengary, *M'Connell, Moffatt, Scott*, and *Sherwood* of Brockville.—(9.)

NAYS.

Messieurs *Baldwin, Berthelot, Bertrand, Boutillier, Cauchon, Cayley, Chauveau, Cummings, Desaunier, DeWitt*, Attorney General *Draper, Duggan, Ermatinger, Foster, Hall, Jobin, La Fontaine, Laurin, Leslie, Macdonald* of Cornwall, *Macdonnell* of Dundas, *Macdonell* of Stormont, *Méthot, Monro, Papineau, Petrie, Price, Robinson, Rousseau*, Solicitor General *Sherwood*, Attorney General *Smith, Smith* of Wentworth, *Stewart* of Prescott, *Taché*, Solicitor General *Taschereau*, and *Viger*.—(36.)

So it passed in the negative.

The question being then put on the said Fourteenth Item, it was agreed to by the House.

The Fifteenth to the Seventeenth and last of the said Items, inclusive, being again read, and the question being separately put upon each, they were agreed to by the House.

Supply.

The Second of the said Resolutions being again read, and the Items of the Schedule being also read, and the question being separately put upon each, they were agreed to by the House.

The Third of the said Resolutions being again read;

The Honourable Mr. *Baldwin* moved, in amendment thereto, seconded by the Honourable Mr. *LaFontaine*, that the words "now at the disposal of the Crown in this Province," where they first occur in the said Resolution, be struck out, and the following inserted in lieu thereof, "now or at any time heretofore claimed to be at the disposal of the Crown in this Province," and that the same words, where they again occur, be also struck out.

The question having been put on the said motion of amendment, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Armstrong, Baldwin, Berthelot, Bertrand, Boutillier, Cauchon, Chauveau, Christie, Desaunier, DeWitt, Hall, Jobin, LaFontaine, Laterrière, Laurin, Leslie, Macdonald* of Glengary, *Macdonell* of Stormont, *Méthot, Rousseau*, and *Smith* of Wentworth.—(21.)

NAYS.

Messieurs *Cayley, Cummings, Daly, DeBleury*, Attorney General *Draper, Duggan, Ermatinger, Foster, Gowan, Jessup, Macdonald* of Cornwall, *Macdonald* of Kingston, *Macdonell* of Dundas, *M'Connell, Moffatt, Monro, Papineau, Petrie, Robinson, Sherwood* of Brockville, *Smith of* Frontenac, Attorney General *Smith, Stewart* of Bytown, *Stewart* of Prescott, Solicitor General *Taschereau, Viger*, and *Williams*.—(27.)

So it passed in the negative.

The question being then put on the said Third Resolution, it was agreed to by the House.

The Fourth and last of the said Resolutions being again read, and the question being put thereon, it was agreed to by the House, and

Resolved, That this House doth concur with the Committee in the said Resolutions.

Civil List Bill.

Ordered, That the Honourable Mr. *Cayley* have leave to bring in a Bill for the granting a Civil List to Her Majesty.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time to-morrow.

Municipal Council Laws Bill.

The Order of the Day for the second reading of the Bill to repeal the Acts therein mentioned, and to amend the Law for the establishment of Local and Municipal Authorities in *Lower Canada*, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House to-morrow.

Montreal Court House Bill.

The Order of the Day for the House in Committee on the Bill to provide for the re-building of the Court House in the City of *Montreal*, being read;

The House accordingly resolved itself into the said Committee.

The Honourable Mr. *Robinson* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And the Honourable Mr. *Robinson* reported, that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, That the said Committee have leave to sit again to-morrow.

Common School Bill, (L. C.)

The Order of the Day for the House in Committee on the Bill to repeal certain enactments therein mentioned, and to make better provision for Elementary instruction in *Lower Canada*, being read;

Common School Bill, (L. C.)

The House accordingly resolved itself into the said Committee.

Mr. *Jessup* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Jessup* reported, that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Message from Legislative Council.

A Message from the Legislative Council, by *John Fennings Taylor*, Esquire, one of the Masters in Chancery:—

Mr. Speaker,

Magistrates Appointment Bill.

The Legislative Council have passed a Bill, intituled, "An Act to provide for the appointment of "Magistrates for the more remote parts of this Pro- "vince," to which they desire the concurrence of the Assembly.

Also,

The Legislative Council have passed the following Bills without any amendment:—

Districts and Counties Limits Bill, (U. C.)

"An Act to amend the Act for defining the limits "of Counties and Districts in *Upper Canada*."

Notarial Titles Bill, (L. C.)

"An Act to remove all doubts as to the validity "of certain Deeds, Instruments, and Documents, "executed before Notaries in *Lower Canada*, and to "secure the rights, titles, and interests of all persons "concerned therein."

Bathurst School Monies Bill.

"An Act to enable the District of *Bathurst* to "receive the School Monies apportioned to it in the "year one thousand eight hundred and forty-five, "notwithstanding the failure of the District Council "to levy an equal sum."

Quebec and Montreal Police Bill.

"An Act to amend the Act amending certain "provisions of the Ordinance for establishing an "efficient system of Police in the Cities of *Quebec* "and *Montreal*."

Desjardins Canal Bill.

"An Act to authorize the *Desjardins* Canal Com- "pany to borrow a sum of money to complete the "*Desjardins* Canal."

Also,

The Legislative Council have passed the following Bills, with amendments, to which they desire the concurrence of the Assembly:—

Great Western Railroad Bill.

"An Act to incorporate a Company to extend "the Great Western Railroad from *Hamilton* to "*Toronto*."

Winter Roads Bill, (L. C.)

"An Act to repeal two certain Ordinances therein "mentioned, relating to winter roads in that part of "the Province, heretofore *Lower Canada*, in so far "as regards the District of *Quebec*, the District of "*Gaspé*, and that part of the District of *Three Rivers* "which is or was in the Municipal District of *Port-* "*neuf*."

Presbyterian Marriages, &c. Bill.

"An Act to enable the Ministers of the Asso- "ciate Presbyterian Synod of *North America*, to "keep Registers of Baptisms, Marriages, and "Burials, performed by them, and for other pur- "poses."

And then he withdrew.

Magistrates Appointment Bill.

An Engrossed Bill from the Legislative Council, intituled, "An Act to provide for the appointment "of Magistrates for the more remote parts of this "Province," was read for the first time.

On motion of the Honourable Mr. Attorney General *Draper*, seconded by the Honourable Mr. *Daly*,

Ordered, That the said Bill be read a second time to-morrow.

Returns to Addresses.

The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, laid before the House, by command of His Excellency the Governor General,

Quebec Trinity House.

Return to an Address of the Legislative Assembly, to His Excellency the Governor General; praying His Excellency to lay before the House, "Copies of all Correspondence between the Executive Government of the Province, and the *Quebec* Trinity House, and the Corporation of the City of *Quebec*, concerning the Beaches of the River *St. Charles*, and of the Orders and Resolutions of the Council on that subject."

(*For the said Return, see Appendix J. J.*)

Also,

Dr. Rees.

Return to an Address from the Legislative Assembly, to His Excellency the Governor General, dated the 14th instant; praying that His Excellency would be pleased to lay before them, "Copies of all Correspondence between the Commissioners of the Toronto Lunatic Asylum, and the Executive Government, respecting the claim of Dr. *Rees*, for further remuneration for his services."

(*For the said Return, see Appendix K. K. K.*)

Also,

Clerk of the Crowns Office.

Return to an Address from the Legislative Assembly, to His Excellency the Governor General, dated the 30th ultimo; praying that His Excellency would be pleased to cause to be laid before them, "A Statement of all Fees and Emoluments of what kind soever, received for the year 1845, by the Clerk of the Crown, in that part of this Province, formerly called *Upper Canada*, together with a statement of the number of Clerks employed in his office, during the said year, with their respective salaries."

Statement of all Fees and Emoluments of what kind and nature soever, received by the Clerk of the Crown and Pleas, (*Canada West*) for the year 1845, together with the number of Clerks employed in the Crown Office during the year, with their respective Salaries:—

Amount received from the principal Office, *Toronto*, in Civil Suits ...		1493	0 2
Amount received from Government, in Criminal and Revenue Cases...		147	11 10
Amount received from Deputies.....		507	7 0
		£2147	19 0
Salary 1st Clerk,	£300 0 0		
do 2nd Clerk...	200 0 0		
do 3rd Clerk...	120 0 0		
do 4th Clerk...	100 0 0		
do 5th Clerk...	90 0 0		
do 6th Clerk...	50 0 0		
	860 0 0		
Printing, Postage, and Stationery ...	35 0 0		
	£895 0 0		
Less six months' Salary of 1st Clerk, from July to 31st December.....	150 0 0		
		745	0 0
		£1402	19 0

The first Clerk's Salary was discontinued after the end of June, his services being required merely to attend to the Court during the four Terms—Hilary, Eastern, Trinity, and Michaelmas, for which services the Clerk of the Crown relinquishes to him the Fees

Clerk of the Crowns Office.

appertaining to those Terms, averaging about £120 per annum.

The Clerk of the Practice Court, appointed by the Clerk of the Crown, is not noticed in this Return. He receives the whole of the Fees in that Court for his services, varying from £100 to £150 per annum.

CHARLES C. SMALL,
Clerk of the Crown and Pleas.

Toronto, 12th May, 1846.

And also,

Common Schools, (U. C.)

Annual Report of the Assistant Superintendent of Education, upon the state of Common Schools in *Canada* West, for the year 1844, in terms of the 67th Section of the Act 6 *Vic.* ch. 29.

(*For the said Report, see Appendix P.*)

The Honourable Mr. *Papineau*, one of Her Majesty's Executive Council, laid before the House, by command of His Excellency the Governor General, Abstract from the Report of the Commissioners of Crown Lands, of his journey to the *Saguenay*, dated 27th *September*, 1845.

(*For the said Abstract of Report, see Appendix A.*)

Orders of the Day.

The Honourable Mr. *Viger* moved, seconded by the Honourable Mr. Attorney General *Draper*, that the remaining Orders of the Day be postponed until to-morrow.

The question having been put upon the said motion, a division ensued.

Yeas..... 11.
Nays..... 11.

And the votes being equally divided, Mr. Speaker gave his casting vote in the negative.

Quebec Trinity House Bill.

The Order of the Day for the second reading of the Bill to authorize the *Quebec* Trinity House, to license as Pilots, a certain class of persons therein mentioned, being read;

Quorum.

Several Members having retired, the names of those present were taken down as followeth:—

MR. SPEAKER.

Messieurs *Baldwin, Bertrand, Boutillier, Cauchon, Chauveau, Daly*, Attorney General *Draper, Lantier, Laterrière, Laurin, Leslie, Monro, Papineau, Price, Rousseau, Taché*, and *Viger*.

And at midnight, Mr. Speaker adjourned the House for want of a Quorum.

Martis, 19° *die Maii.*

ANNO NONO, VICTORIÆ REGINÆ, 1846.

Petitions laid on the table.

THE following Petitions were severally brought up and laid on the table:—

By Mr. *Price*,—The Petition of *John Sheffer* and others, of the Township of *Pickering*, in the *Home* District; and the Petition of *William Henry Michell* and others, of the Township of *Pickering*, in the *Home* District.

By Mr. *Dickson*,—The Petition of Major *John Richardson*, late Superintendent of Police on the *Welland* Canal.

By Mr. *Drummond*,—The Petition of *Louis Edouard Pacaud*, Esquire, Commissioner of Bankrupts, for the District of *Three Rivers*.

By the Honourable Mr. *Baldwin*,—The Petition of *Robert Fleming Gourlay*, (relating to an Address to His Excellency.)

Petitions of L. M. Cressé, referred.

Ordered, That the Petition of *Luc Michel Cressé*, Esquire, and others, of the Parish of *St. Jean Baptiste de Nicolet*, presented to the House on the twenty-fourth of March last; and the Petition of *L. M. Cressé*, Esquire, and others, the Municipal Council of the Parish of *St. Jean Baptiste de Nicolet*, presented to the House on the eleventh instant, be referred to the Committee of the whole House, on the Bill to repeal the Acts therein mentioned, and to amend the Law for the establishment of Local and Municipal Authorities in *Lower Canada*.

Petitions of L. M. Cressé, referred.

Parliamentary Records, &c.

Mr. *Christie*, from the Select Committee appointed to enquire into and report upon the state and condition of the Rolls, Records, Journals, and other Papers in manuscript and print, appertaining to the late Parliaments of *Upper* and *Lower Canada*, respectively; and to the Parliament of this Province, and the precautions taken for their safe keeping and preservation; also, the state and condition of the Judicial Registers, Records, Archives, and Papers appertaining to the several Courts of Justice in *Lower Canada*, and in charge of the respective Clerks or Prothonotaries thereof, Clerks of the Crown, Clerks of the Peace, Sheriffs, and other Officers or Functionaries of the Judicature therein, and whether the same are kept and classed in an orderly and systematic manner, by the proper Officers, and due precautions taken for their safe keeping and future preservation, and if any and what measures ought to be adopted for that purpose; presented to the House the Report of the said Committee, which was again read at the Clerk's table.

(*For the said Report, see Appendix K. K.*)

Ordered, That the said Report be committed to a Committee of the whole House to-morrow.

Sir A. N. MacNab resumes the Chair of the House.

The Honourable *Augustin Norbert Morin* rose and acquainted the House, that the Honourable Sir *Allan Napier MacNab*, the Speaker, being now present in the House, he vacated his seat as Speaker, and returned his humble thanks to the House for the manner he had been supported by the House while presiding over its deliberations.

The Honourable Mr. *Morin* then left the Chair.

The Honourable Sir *Allan Napier MacNab* resumed the Chair of the House, as Speaker, and addressed the House as followeth:—

"In resuming the Chair, I beg to be permitted to "express my grateful acknowledgments to this "Honourable House, for the kind indulgence they "have accorded to me, in granting me leave of ab- "sence for a season, to return to my home.

"To the Honourable and learned Member, who "so kindly consented to accept the Chair during my "absence, my thanks are also especially due. His "liberal and generous conduct on this occasion have "been such, that any expression of gratitude, on my "part, must fall very short of the extent of my feel- "ings. He will, however, permit me to say, that I "shall ever retain a grateful recollection of his kind- "ness, and that it will at all times afford me the "highest gratification to acknowledge the same."

On motion of the Honourable Mr. Attorney General *Draper*, seconded by the Honourable Mr. *Baldwin*,

Resolved, Nemine contradicente, that the thanks of this House be granted to the Honourable and learned Member, who so ably supplied the Chair as Speaker, and that the same be entered in the Journals of this House.

Message from Legislative Council.

A Message from the Legislative Council by *John Fennings Taylor*, Esquire, one of the Masters in Chancery.

MR. SPEAKER.

Registration Bill, (L. C.)

The Legislative Council have passed a Bill intituled, "An Act to provide for the safe Keeping of "Books, Records and Papers, and the prompt Regis-

"tration of Deeds and Memorials in the Registry "Offices of *Lower Canada*," to which they desire the concurrence of the Assembly.

And also,

The Legislative Council have passed the following Bills without any amendment.

Niagara Suspension Bridge Bill. "An Act for erecting a Suspension Bridge over the "*Niagara* River, at or near the Falls of *Niagara*."

Montreal Sisters of Charity Bill. "An Act to authorize the Community of the "Sisters of Charity, of the General Hospital, *Mon*"*treal*, (Grey Nuns,) to sell or alienate their pro"perty situated at *Pointe à Callière*, in the City of "*Montreal*, and to invest the capital price or prices "thereof, in other Real and Immoveable Property."

Barton Concession Bill. "An Act to convey a part of the Concession Line "between the third and fourth Concessions of the "Township of *Barton*, in the *Gore* District, to *Ro*"*bert Jarvis Hamilton*."

Huron Territory Bill. "An Act to attach certain Territory therein "described, to the District of *Huron*, for certain pur"poses."

Quebec Gas and Water Act Repeal Bill. "An Act to repeal the Act incorporating the "*Quebec* Gas Light and Water Company."

And then he withdrew.

Registration Bill, (L. C.) An Engrossed Bill from the Legislative Council, intituled, "An Act to provide for the safe Keeping "of Books, Records, and Papers, and the prompt "Registration of Deeds and Memorials in the Regis"try Offices of *Lower Canada*," was read for the first time.

Clergy Reserves. The Honourable Mr. Solicitor General *Sherwood* moved, seconded by the Honourable Mr. *Robinson*, that this House doth concur in the Address to Her Majesty, as reported by the Select Committee to which was referred the various Petitions relative to the Clergy Reserves.

The Honourable Mr. *LaFontaine* moved in amendment, seconded by Mr. *Leslie*, that the paragraph in the said Address beginning with the words "second, We beg permission," and ending with the words "grave discontent," be struck out.

Mr. Speaker. During the debates on the above motions, the Speaker being taken suddenly ill, left the Chair.

Adjournment. The Honourable Mr. Attorney General *Draper*, (addressing the Clerk) moved, seconded by the Honourable Mr. *DeBleury*,

That the House do adjourn.

The Clerk having put the question, it was carried in the affirmative.

And the House adjourned accordingly.

Mercurii, 20° *die Maii.*

Anno Nono, Victoriæ Reginæ, 1846.

Letter from Mr. Speaker. THE Clerk communicated to the House the following Letter addressed to him by the Speaker of the House:—

Rasco's Hotel, 20th May, 1846.

Sir,

Being prevented by severe indisposition from taking the Chair this day, I beg you will have the goodness to communicate the same to the House, that an adjournment may take place until to-morrow.

I have the honor to be, Sir,
Your obedient Servant,
ALLAN N. MACNAB,
Speaker.

To the Clerk of the
Legislative Assembly.

Adjournment. Then, on motion of the Honourable Mr. *Viger*, seconded by Mr. *Foster*,

The House adjourned.

Jovis, 21° *die Maii.*

Anno Nono Victoriæ Reginæ, 1846.

Letter from Mr. Speaker. THE Clerk communicated to the House the following Letter, addressed to him by the Speaker of the House:—

Rasco's Hotel,
21st May, 1846.

Sir,

In consequence of my continued indisposition I am unable to take the Chair this day. I have therefore to request you will have the goodness to communicate the same to the House, that an adjournment may take place until to-morrow.

I have the honor to be, Sir,
Your obedient Servant,
ALLAN N. MACNAB,
Speaker.

To the Clerk of the
Legislative Assembly.

Adjournment. Then, on motion of Mr. *Foster*, seconded by Mr. *Sherwood* of *Brockville*,

The House adjourned.

Veneris, 22° *die Maii.*

Anno Nono Victoriæ Reginæ, 1846.

Messages from Governor General. THE Honourable Mr. *Daly*, one of Her Majesty's Executive Council, delivered to Mr. Speaker two Messages from His Excellency the Governor General, signed by His Excellency.

And the said Messages were read by Mr. Speaker, all the Members of the House being uncovered, and are as followeth:—

Cathcart.

Montreal Harbour. The Governor General recommends to the consideration of the Legislative Assembly, that authority should be given to apply the sum of £19,000, loaned under the provisions of the Act 10 and 11, *Geo.* 4, cap. 28, and 1 *Vict.* cap. 23, to the *Montreal* Harbour Commissioners, to the erection of Light Houses and Refuge Stations in the Gulf of *St. Lawrence*, as the same may be repaid.

Government House,
19th May, 1846.

Cathcart.

Rebellion Losses. The Governor General transmits for the information of the Legislative Assembly, the 4th, 5th and Special Reports of the Commission of Indemnification, appointed under 1st *Vict.* cap. 7, and 2d *Vict.* cap. 35, and recommends to their consideration that provision should be made to discharge the amount awarded to the claimants, which still remains unpaid.

Government House,
19th May, 1846.

(*For the said Report, see Appendix L. L.*)

Returns to Addresses. The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, laid before the House, by command of His Excellency the Governor General,

St. Lawrence, Cornwall, and Beauharnois Canals. Return to an Address from the Legislative Assembly to His Excellency the Administrator of the Government, dated the 1st ultimo, praying that His Excellency would cause to be laid before them, "A Statement of the amount expended on the different cuts or portions of the *St. Lawrence* Canals,—at

St. Lawrence, Cornwall, and Beauharnois Canals.

what time the *Cornwall* and *Beauharnois* Canals were opened,—the number of people employed,—the amount of salaries or wages paid, and the expenses incurred on each since opened, with the amount of Tolls received on up and down Freight during the same period; also to direct the Board of Works to report to this House, whether it is their intention to finish this Canal so as to admit the free passage of Vessels from the Upper Lakes to Tide Water and back, without transhipment,—and whether it is their intention to furnish a continuous Towing Path or Steam Power, to admit the free passage of each Vessel between *Prescott* and *Montreal*, and if not, to report in what manner Vessels are to be supplied with means of returning, when a Towing Path is not provided."

BOARD OF WORKS,
Montreal, 13th April, 1846.

SIR,

I have the honour herewith to submit for the information of His Excellency the Administrator of the Government, the following Statement in reference to the Expenditure and Establishment upon the several portions of the *St. Lawrence* Canals, as requested to be furnished by the Address of the Legislative Assembly.

1st. The amount expended on the different cuts or portions of the *St. Lawrence* Canals:

Beauharnois Canal	£296,217	7	3
Cornwall Canal:			
By Commissioners as per statement from I. G's Office	440,097	11	0
By Board of Works	71,724	1	2
	£511,821	12	2
Williamsburg Canal	163,649	12	11

2nd. "At what time the *Cornwall* and *Beauharnois* "Canals were opened:"

The *Beauharnois* Canal was opened on the 11th October last.

The *Cornwall* Canal was partially opened in the Fall of 1842, but in consequence of the several breaches which occurred shortly after, the Navigation of 1843 was very much interrupted.

Of the *Williamsburgh* Canals, the *Galoppes* will be opened on 1st September next.

The *Farren's* Point,
The *Rapide Plat*,
The Point *Iroquois*,
} On 1st October next.

3rd. "The number of people employed, and their "salaries, and the expenses incurred on each since "the opening of the Canal."

The establishment on the *Beauharnois* Canal consists of

One Superintendent and Collector at	£160	per an.
Nine Lock Tenders, at	50	"
16 Lock Labourers, at	37 10	"
One Bridge Keeper, at	30	"

The amount expended on this Canal since its opening, (exclusive of the costs of portions of the work not fully finished when the Canal was opened) is £526 17s. 3d. currency, being the amount of the pay of the Establishment.

The Establishment on the *Cornwall* Canal consists of

One Superintendent and Collector, at	£160	per an.
Four Lock Tenders, at	76	2 "
One Bridge Keeper, at	25	"
Twenty Lock Labourers, wages paid by the day during the season of Navigation, may be assumed at...	37	10 "

The amount expended on this Canal since its final opening, independent of the wages of the establishment, has been £10,357 1s. 4d. currency, being the outlay on repairs, and strengthening of embankments, protecting force of banks, &c.

4th. "Amount of Tolls received on up and down "Freight."

St. Lawrence, Cornwall, and Beauharnois Canals.

Until the several portions of the Navigation were completed, it was not to be expected that the benefits anticipated from these Canals could be realized; until then, no advantage could comparatively be derived from the completion of one or two isolated portions; the trade must have continued to be carried on in the small class vessels, which returned upwards by the *Rideau* route, and the same transhipping and other costs would have to have been incurred, which will be abolished on the opening of the Navigation throughout.

Under such circumstances, so long as the *Cornwall* Canal was the only part opened, it was not deemed expedient to impose Tolls, and the opening of the *Beauharnois* Canal took place so late last season, that the amount of Tolls collected, cannot be taken as any criterion by which to judge of the revenue therefrom.

The total amount of Tolls received was:

For *Beauharnois* Canal	£64	8	3¼
" *Cornwall* do	51	12	5

5th. "Whether it is the intention of the Board of "Works to finish this Canal, so as to admit the "free passage of vessels from the Upper Lakes to "Tide Water, and back, without transhipment, and "whether it is their intention to furnish a continu-"ous towpath, or steam power to admit the free pas-"sage of each vessel between *Prescott* and *Montreal*, "and if not to report in what manner vessels are to "be supplied with the means of returning when a "towing path is not provided."

On the close of this year when the works of the several Canals shall have been completed, the navigation of the *St. Lawrence*, from the Upper Lakes to Tide Water, will be fully opened, but in as much as a large portion of the line is a river navigation, with a current varying, in some parts, from 2 to 3½ miles an hour, and the generally prevailing wind being down stream, it is clear that to ensure despatch and certainty of delivery, sailing and all other craft not propelled by steam power, must be assisted up stream in some manner.

Of the two modes suggested in the extract from the Address of the Legislative Assembly above quoted; I consider "a continuous tow-path" to be out of the question, not only from the enormous expense that would have to be incurred in its construction and maintenance, but even if constructed along the narrow waters, the object aimed at would not have been obtained, as the Navigation of Lake *St. Francis* and Lake *St. Louis* would still continue to render the arrivals of all craft, not steam vessels, uncertain.

In the present pecuniary circumstances of the Province, there are many individuals, whose means, although sufficient to induce them to become the proprietors of one or two or more large barges, well suited to the enlarged navigation, are not extensive enough to enable them to undertake the establishment of the steam tug-power, requisite to ensure a steady and regular course of forwarding by means of barges; without this power their barges could not return.

In my opinion, therefore, the forwarding trade will, as heretofore, continue wholly in the hands of men of large capital, at least, for some years, until by degrees the high price of freight and large profits leading others into the trade, would result in extensive competition, and thereby reduce the cost of freight to what it ought to be at present, if we are to compete successfully with our American neighbours.

The question is a most important one, whether this object could not be at once obtained upon the completion of the canals, by the establishing of a towing power between *Montreal* and *Kingston* at the cost of the Province, the use and aid of such power

St. Lawrence, Cornwall, and Beauharnois Canals.

to be open to all, and to be laid aside when private enterprise renders its continuance no longer necessary.

The consideration of this question and of the general principles of political economy involved in it, comes, I conceive, more properly within the province of the Inspector General's department.

I have the honor to be,
your very obedient servant,
HAMILTON H. KILLALY,
Chairman Board of Works.

The Hon. the Provincial Secretary,
&c. &c. &c.

Montreal Court House.

Also,

Return to an Address of the Legislative Assembly to His Excellency, the Governor General, praying that His Excellency may be pleased to cause to be laid before the House, "all Plans, Estimates, and Reports, and Tenders, (*propositions*) either from the Board of Works, or any other party, which may have been made by order of the Government of this Province, and submitted to the said Government, relative to the construction of a new Court House in the City of *Montreal*, for the District of *Montreal*, at the place or places where such Court House is to be erected, and to the probable cost of such building, according to the said Plans, Estimates, Reports, and Tenders, (*propositions*) and also to cause to be laid before the House, Copies of all Orders and Instructions which may have been given on the part of the said Government to the said Board of Works, or any other party, requiring them to make such Plans, and Estimates, and Reports, and to make or receive such Tenders."

(*For the said Return see Appendix M. M.*)

Also,

Return to an Address from the Legislative Assembly to His Excellency, the Administrator of the Government, dated the 2d ultimo, praying that His Excellency would cause to be laid before them, "the amount expended for the maintenance of the Police force for the year 1845—specifying the number employed on the different Canals, and payment to each, and also a Return for the years 1843 and 1844, applied for by the House during the last session."

(*For the said Return, see Appendix N. N.*)

And also,

Clergy Reserve Lands.

Return to an Address from the Legislative Assembly to His Excellency, the Governor General, dated the 15th instant, praying that His Excellency would be pleased to cause to be laid before them, "a Copy of the Circular, or Letter of Instructions, addressed from the office of the Commissioner of Crown Lands, in April last, to the local agents of that Department, in the different sections of the Province, informing them of the pleasure of the Government, that the sales of Clergy Reserve Lands should be suspended."

CROWN LAND DEPARTMENT,
Montreal, 18th May, 1846.

SIR,

In compliance with the requisition of the Legislative Assembly of the 15th instant, I have the honor to enclose Copies of the Circular Letters of Instruction addressed from this office, in April last, to the local agents, respecting the temporary suspension of the sales of Clergy Reserves.

I beg to add, however, that the suspension was removed by Circulars dated the 4th and 6th of May instant.

I have the honor to be, Sir,
Your most obedient servant,
T. BOUTHILLIER.

The Honorable
The Provincial Secretary, &c. &c. &c.

Clergy Reserve Lands.

Circular.

CROWN LAND DEPARTMENT,
Montreal, 13th April, 1846.

SIR,

In consequence of a Despatch from the Right Honorable the Secretary of State for the Colonies, with reference to the Clergy Reserves, and on account of the low rates at which those lands in the several Districts have been valued, the sale of Clergy Reserves in the Western section of the Province is suspended for the present by command of His Excellency, the Administrator of the Government, in Council.

This is to take effect from the day you receive this until further notice.

(Signed,) D. B. PAPINEAU.

To the District Agents,
Canada West.

Circular.

CROWN LAND DEPARTMENT.
Montreal, 16th April, 1846.

SIR,

In consequence of a Despatch from the Secretary of State in reference to Clergy Reserves, and on account of the low rate at which some of these lands have been valued, the sale of the Clergy Reserves in both sections of the Province, is by command of His Excellency, the Administrator, suspended until further orders.

You will therefore abstain from making any more sales of Clergy Lands after the receipt of this letter.

(Signed,) T. BOUTHILLIER.

To the District Agents,
Canada East.

Circular.

CROWN LAND DEPARTMENT,
Montreal, 20th April, 1846.

SIR,

You are to understand that the Circular of the 13th instant is not to apply to sales authorized by special orders in Council, passed subsequently to the General Inspection of Clergy Reserves.

And I may also add, that applications for purchase by Petitions to the Executive Government, received previous to the 1st of April, will also be acted upon. But you will endeavor to prevent parties forwarding applications for the future, until after the Government have adopted some new mode of disposing of these lands.

(Signed,) T. BOUTHILLIER.

To the District Agents,
Canada West.

Petitions laid on the table.

The following Petitions were severally brought up and laid on the table:—

By Mr. *Stewart* of *Bytown*,—The Petition of *James Blackburn* and others, Creditors of the late Municipal Council of the District of *Sydenham*.

By Mr. *Foster*,—The Petition of the Reverend *M. Townsend* and others, of the County of *Rouville*.

By Mr. *Smith* of *Wentworth*,—The Petition of *William New* and others, residing in the neighbourhood of the Town of *Hamilton*.

By Mr. *M'Connell*,—The Petition of the Reverend *Thomas Johnson* and others, inhabitants of *Abbotsford* and its vicinity.

By Mr. *Price*,—The Petition of the Reverend *J. Winterbotham* and others, Members of the Baptist Church and Congregation meeting in the Town of *Brantford*, (relating to Clergy Reserves;) and the Petition of the Reverend *J. Winterbotham* and others, Members of the Baptist Church and Congregation meeting in the Town of *Brantford*, (relating to King's College.

Petitions laid on the table.

By the Honourable Mr. Solicitor General *Sherwood*,—The Petition of the Reverend *Matthew Kerr* and others, Members of the United Church of *England* and *Ireland*, in the Townships of *March* and *Huntley*, in the Diocese of *Toronto*.

By the Honourable Mr. *Robinson*,—The Petition of *Joseph Bouchette*, Esquire, and others, employed in the Civil Service of the Provincial Government; and the Petition of the Reverend *William Jones* and others, of *Bedford*.

By the Honourable Mr. Attorney General *Draper*,—The Petition of the Reverend *Charles Fletcher* and others, of the Village of *Chippawa* and neighbourhood, in the District of *Niagara*.

Petitions read.

Pursuant to the Order of the Day, the following Petitions were read:—

Of *James G. Edwards* and others, of the Township of *King*, in the County of *York*; of *Thomas W. Tyson* and others, of the Township of *King*, in the *Home* District; of *William Henry Michell* and others, of the Township of *Pickering*, in the *Home* District; and of *Timothy Devenish* and others, of the Township of *Scarborough*, in the *Home* District; praying that no partition be made of the Endowment of King's College, but that it be secured from mismanagement, and adapted to the circumstances of the country.

Of *John Watson* and others, of the Township of *King* and parts adjacent; of *Thomas W. Tyson* and others, of the Township of *King*, in the *Home* District; and of *John Scheffer* and others, of the Township of *Pickering*, in the *Home* District; praying that no division be made of the Clergy Reserve Lands, but that the proceeds thereof may be appropriated to the promotion of general education.

Of the Reverend *Adam Townley* and others, Members of the United Church of *England* and *Ireland*, in the Townships of *Dunn*, *Dunnville*, and parts adjacent, in the Diocese of *Toronto*; praying that measures may be adopted for vesting in the Church Society of the Diocese of *Toronto*, for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall correspond with their share of the income arising from the same.

Of the Corporation of the Town of *Prescott*; praying for the passing of the Bill now before the House, to amend the Act relating to Ferries.

Of *George Lount* and others, of *Holland* Landing, and its vicinity; praying that the *Yonge* Street Road may be made in a straight line, according to the original intention.

Of *Cornelius Henry Finlay*, Contractor; referring to his Petition of last session, in which he complains of certain losses by a contract on the *Beauharnois* Canal, and of certain injustice by the Board of Works, and praying relief.

Of *Robert Fleming Gourlay*, setting forth:—That Your Honorable House, in the year 1841, unanimously declare, that the arrest and imprisonment of your Petitioner, in Niagara, in 1819, was "illegal, unconstitutional, and without the possibility of excuse or palliation." That your Honorable House did, at the same time, recommend that "the Legislature should declare his sentence of banishment null and void; and cause him to be compensated for the losses he has sustained by the unwarrantable exercise of authority. In the meantime, that some allowance be made to him, to defray his personal expenses, while in attendance before the Legislature defending the rights of a British subject." That, as yet, his sentence of banishment is not declared null and void: neither has he been compensated for losses. On the contrary, he has been detained in America ever since, with no other object but the fulfilment of the recommendations of your Honorable House, and has, thereby, incurred great expense; besides suffering unspeakable misery in being kept away from his family in *Scotland*. On his part, all has been done that was possible, to urge on fulfilment, during the whole of these last five years; nor has he ever relaxed in defending the rights of a British subject. In order to form an idea of what compensation he is entitled to, it is proper to state, as follows:—That he is an *élève* of the oldest and least tainted family of the County of *Fife* in *Scotland*. That he was born in the year 1778, heir apparent to considerable estates in the said County, where his father was a Magistrate, till his death, in the year 1819. That, in the year 1799, he received from the King a commission as Captain Commandant of Volunteers; and, from the year 1802 till 1809, was enrolled, by Acts of Parliament, as a Commissioner of Supply for the County of *Fife*. That, at his marriage, in the year 1807, he had an yearly income of upwards of £500 sterling, besides provisions for his wife and children. That, when he was falsely arrested in *Upper Canada*, in the years 1818 and 1819, he could still reckon on such income and provisions; but, in consequence of these arrests, all his property was put out of his possession, and is still beyond his control. That, in the year 1820, he went to London, to enter as a Student at Law, that he might, by its practice, maintain himself and family in their accustomed rank; but, because of his conviction in *Upper Canada*, was precluded by the Benchers; and has, ever since, found it impossible to surmount ruinous prejudices proceeding therefrom, while in fact, his character has ever been unimpeachable. In the year 1831, being a Candidate for the Chair of Agriculture in the University of *Edinburgh*, he could not obtain a hearing from the Electors; and, in defence of his reputation, obtained testimonials from very many eminent men; some of which are annexed hereto. He now entreats, that the whole of these premises may be duly considered; and that compensation be allowed him for expenses incurred these last five years, the whole of that time having been devoted to his defence as a British subject.

Petitions read.

TESTIMONIALS.

No. 1.

St. Andrews, 28th February, 1831.

I hereby certify, that I was well acquainted with Mr. *Gourlay*, lately a Candidate for the Chair of Agriculture, in the University of *Edinburgh*, when he was a student at *St. Andrews*, 1792 till 1796: that he applied himself to his studies with diligence and success, and was well esteemed by his fellow students.

That, he has visited me repeatedly within these last three years, when we conversed freely on various subjects; and that, from these conversations, I have been impressed with the opinion that he is a liberal minded, well informed man, of honorable sentiments and of humane and benevolent dispositions.

JOHN HUNTER,
Emeritus Professor of Humanity.

No. 2.

St. Andrews, 28th February, 1831.

More than thirty years ago, I was a fellow student of Mr. *R. Gourlay*, at the University of *St. Andrews*, and am happy to say, that while he was highly respectable for his attainments as a scholar, he was distinguished by the propriety of his conduct, and the kindness and gentleness of his manners.

Within the last three years, I have had several long conversations with him, and found him clever, intelligent, well informed and agreeable.

THOMAS DUNCAN,
Professor of Mathematics.

Petitions read.

No. 3.

St. Andrews, 28th February, 1831.

I hereby certify that, many years ago, I was acquainted with Mr. *Robert Gourlay*, when he was a student in the University of *St. Andrews;* that he was then a fine sprightly young man, and a diligent, attentive, and respectable student: that, since his return from *Canada*, I have had the pleasure of being in his company three or four times, and from his manners, conversation, and general deportment, I have seen no reason to alter the favorable opinion I entertained of him when I was first acquainted with him.

JAMES HUNTER,
Professor of Logic.

No. 4.

I hereby certify that I have been long acquainted with Mr. *Robert Gourlay;* and that I have always considered him a person of good talents, of amiable dispositions, and gentlemanly manners.

JOHN MITCHELL,
Professor of Divinity.

St. Andrews, 21st March, 1831.

No. 5.

This is to certify, that Mr. *Robert Gourlay* was well known to me upwards of thirty years ago, as a good tempered, sprightly young man, as well as a diligent and successful student, when he attended the different Mathematical Classes for theory and practice, in the University of *St. Andrews* in the years 1793, 4, and 5;—that for these last three years, I have had very frequent opportunities of conversing with him; and, for intelligence, good humor, and equanimity, under all the changes of fortune, I have the best reason to consider him the most interesting personage of my acquaintance;—of unblemished integrity, with the sentiments and manners of a gentleman, completely informed in all the branches of agriculture in theory and practice, as well as in Political Economy, Poor Laws, Emigration, &c., and one of the most ardent and enlightened philanthropists ever I saw;—that he has laid before me his early publications in *Scotland* and *England*, his controversial writings in *Canada*, and his later productions on the most interesting questions in Political Economy, which, considering the variety and extent, the extraordinary excitement, and even persecution, under which many of them were written, the honest and liberal convictions which actuated them, and the information and ability he has brought to the discussion, I regard as some of the most wonderful performances I have ever perused; not merely in regard to the clearness and force of the compositions, but in the reasonings by which he supports his views, in the elevated tone of patriotism and humanity which he every where discovers, and, in the temper, and spirit, and perseverance, and intrepidity with which he maintains positions of the highest import to the prosperity and happiness of every nation; and that, besides his superior information, and other talents, he is possessed withal of so much acuteness, vivacity, and ready elocution, that I know no man better qualified to give a complete and instructive Course of Lectures on Agriculture and its kindred subjects.

JAMES BROWN,
Retired Professor of Natural Philosophy.

Edinburgh, 24th March, 1843.

No. 6.

Mr. *Robert Gourlay* is greatly my junior; and, as both of us passed many years abroad, I had no opportunity of forming any particular intimacy with him, until his return to this Country from *Canada*.

I had read his account of that Colony, containing a dissertation on the Poor Laws, which appeared to me to be a work of uncommon merit. I was anxious to cultivate his acquaintance, and I have had the gratification to enjoy it. Petitions read.

Mr. *Gourlay* has requested a testimonial from me. I am sensible that it can but little avail; but I may with confidence say, that his moral conduct has been irreproachable in all the vicissitudes of his life: that his manners are unassuming, and those of a gentleman; and that his talents and acquirements will enable him to execute with honor, whatever may be committed to his management.

HUGH CLEGHORN,
Retired Professor of Civil History.

Wakefield 28th March, 1831.

Of Major *John Richardson*, late Superintendent of Police on the *Welland* Canal; complaining of the sudden dismissal of himself and the force under his command, and praying compensation for losses sustained thereby, as also for the clothing of the said force.

Of *Louis Edward Pacaud*, Esquire, Commissioner of Bankrupts, for the District of *Three Rivers;* praying for a fixed Salary.

Of *Robert Fleming Gourlay*, setting forth:—That the Report of a Select Committee of Your Honourable House, in the case of Your Petitioner, in the year 1841, contained a paragraph, as follows:—"Your "Committee are in possession of proofs, that, during "the late Rebellion, when the Petitioner was resident "in the *United States*, His Excellency Sir *Francis* "*Bond Head*, then Lieutenant Governor of *Upper* "*Canada*, derived from him the most important "intelligence of the movements of the Brigands, then "organizing for an attack on the Province. This, "Your Committee humbly suggest, should neither be "overlooked nor forgotten." That, the above was altogether gratuitous on the part of the Committee,—Your Petitioner having solicited nothing of the kind. Yet, as it was laid before the Governor General, by an Address of Your Honourable House, and has won, for your Petitioner, not the slightest consideration, he deems it a duty to himself, as it also is to Your Honourable House, now to refer to it; and to add that, conveyance of intelligence to Sir *Francis Bond Head* was but a very small part of the service which Your Petitioner did to the Provincial Government, while he was residing in the *United States*. In fact, during six months that he resided in the City of *Cleveland*, in the State of *Ohio*, viz: in the month of December, 1837, and five succeeding months, he was daily employed in watching machinations for the invasion of *Canada*; and did, openly, at many Public Meetings, denounce and discourage every thing tending to this,—undismayed by the scowl of popular fury. That many who had part in the Rebellion, came from *Canada*, expecting the countenance of Your Petitioner, and were much disappointed in finding him opposed to their proceedings, and the interference of American Citizens. That, in fact, while it was in Your Petitioner's power to have banded together an overwhelming force for the Conquest of *Canada*, he was the most zealous and influential in guarding the Provinces from harm. Your Petitioner would have been little inclined to set forth these facts, had he not experienced unaccountable neglect, and even marked disrespect, from Governors of *Canada*, after the departure of Sir *Francis Bond Head*, viz: from Sir *George Arthur*, Lord *Durham*, and Mr. *Poulett Thomson*. Not only did Sir *George Arthur* and Lord *Durham* fail to acknowledge Your Petitioner's letters, after he had thrice received thanks from Sir *Francis Bond Head;* but, on going from *Ohio* to *Quebec*,—a distance of seven hundred miles, for no purpose whatever but to communicate to Lord *Durham*, matters of utmost importance to the welfare of

Petitions read.

Canada, and at a most critical juncture, he was denied an interview.—That, Your Petitioner, on this occasion, abandoned his furniture in *Ohio;* greatly aggravated disease with which he had been long afflicted; and was necessarily put to much expense: indeed, moved solely by the purest patriotism, he then brought upon himself an accumulation of distress, from which he can never recover. He is convinced that the August personages, above named, were blinded and deceived by some influences hostile to Your Petitioner, and is therefore more desirous of inquiry into the truth. He earnestly entreats that Your Honourable House will do him the justice to lay this Petition, by Address, before His Excellency the Governor General, in order that there may be opportunity allowed to substantiate what is above affirmed; and that Your Petitioner may be compensated for losses sustained in defence of British interests, and in maintaining the peace of Society.

Petitions referred:—

G. Lount, et al.

Ordered, That the Petition of *George Lount* and others, of *Holland* Landing and its vicinity, be referred to the Select Committee, to which was referred the Petition of *R. C. Gapper* and others, of *Yonge* Street and its vicinity, in the *Home* District.

J. Richardson.

Resolved, That the Petition of Major *John Richardson*, late Superintendent of Police on the *Welland* Canal, be referred to a Select Committee, composed of Mr. *Macdonnell* of *Dundas*, the Honourable Mr. *Laterrière*, Mr. *Taché*, and Mr. *Hall*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

On motion of Mr. *Duggan*, seconded by Mr. *Petrie*,

Adjournment.

Ordered, That when this House doth adjourn, it will adjourn until to-morrow at Eleven o'clock, A. M.

C. H. Finlay's Petition.

The Honourable Mr. *Robinson* moved, seconded by Mr. *Macdonnell* of *Dundas*, That the Petition of *Cornelius Henry Finlay*, Contractor, be referred to a Select Committee, composed of the Honourable Mr. *Robinson*, Mr. *DeWitt*, Mr. *Nelson*, Mr. *Macdonell* of *Stormont*, and Mr. *Macdonald* of *Glengary*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

The question having been put upon the said motion, a division ensued, and it passed in the negative.

Expiring Laws.

Mr. *Smith* of *Frontenac*, from the Standing Committee on Expiring Laws, presented to the House the First Report of the said Committee, which was again read at the Clerk's table, and agreed to by the House, and is as followeth:—

Report.

The Standing Committee on Expiring Laws beg leave to report, that having carefully examined the various Acts and Ordinances which will expire before the next Session, if not continued, they are of opinion that the following Acts and Ordinances of *Lower Canada* should be continued until the first day of May, one thousand eight hundred and forty-seven, and thence to the end of the next ensuing Session of Parliament, that is to say:—

2 *George* 4, chap. 8.—Regulating the Common of the Seigniory of *Laprairie de la Madeleine.*

2 *George* 4, chap. 10.—Providing for the regulation of the Seigniory of *La Baie du Fêbvre.*

3 *William* 4, chap. 14.—For more effectually ascertaining the damages on Protested Bills of Exchange, and for terminating disputes relating thereto.

Report.

2 *Victoria*, (3rd Sess.) chap. 7.—Amending the Road Act of 36 *George* 3, chap 9.

2 *Victoria*, (3rd Sess.) chap. 19.—Establishing and incorporating a Trinity House in the City of *Montreal.*

2 *Victoria*, (3rd Sess.) chap. 29.—Concerning the erection of Parishes and the building of Churches, Parsonage Houses, and Church Yards.

2 *Victoria*, (3rd Sess.) chap. 65.—Providing for the Inspection of Fish and Oil.

Ordered, That Mr. *Smith* of *Frontenac* have leave to bring in a Bill to continue for a limited time certain Acts and Ordinances.

Expiring Laws Bill.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Tuesday next.

Adjournment.

On motion of the Honourable Mr. Attorney General *Draper*, seconded by the Honourable Mr. *Baldwin*,

Ordered, That when this House doth adjourn to-morrow, it will adjourn until Tuesday next at Ten o'clock, A. M.

Library.

Mr. *Macdonald* of *Kingston*, from the Standing Committee appointed to assist Mr. Speaker in the direction of the Library, presented to the House the Report of the said Committee, which was again read at the Clerk's table.

(*For the said Report, see Appendix O. O.*)

Bankrupt Laws Bill.

The Honourable Mr. Attorney General *Smith*, from the Select Committee to which was referred the Bill to continue and amend the Bankrupt Laws now in force in this Province, reported, that the Committee had gone through the Bill, and had made several amendments thereto, which amendments were again read at the Clerk's table.

Ordered, That the said Bill and Report be committed to a Committee of the whole House on Tuesday next.

Reports of Select Committees.

Mr. *Gowan* moved, seconded by Mr. *Christie*, That Members of this House be permitted to make Reports from Select Committees of which they may be Chairmen, standing in their places, and without proceeding to the Bar of the House, anything in the thirty-fourth Rule of the House to the contrary notwithstanding.

The question having been put upon the said motion, a division ensued, and the names being called for they were taken down as followeth:—

YEAS.

Messieurs *Berthelot*, *Boutillier*, *Cauchon*, *Cayley*, *Chabot*, *Chauveau*, *Christie*, *Cummings*, *Desaunier*, *DeWitt*, Attorney General *Draper*, *Drummond*, *Gowan*, *Guillet*, *Hall*, *LaFontaine*, *Lantier*, *Laterrière*, *Leslie*, *Méthot*, *Morin*, *Papineau*, *Price*, *Seymour*, *Sherwood* of Brockville, *Smith* of Wentworth, *Stewart* of Bytown, *Stewart* of Prescott, *Taché*, Solicitor General *Taschereau*, *Viger*, and *Watts*.—(32.)

NAYS.

Messieurs *Baldwin*, *Boulton*, *DeBleury*, *Dickson*, *Duggan*, *Ermatinger*, *Foster*, *Jessup*, *Macdonald* of Glengary, *Macdonald* of Kingston, *Macdonell* of Stormont, *M'Connell*, *Moffatt*, *Petrie*, *Robinson*, *Smith* of Frontenac, Attorney General *Smith*, and *Williams*.—(18.)

So it was carried in the affirmative, and

Resolved, Accordingly.

Oxford Election.

Mr. *Chauveau*, Chairman of the Select Committee appointed to try the merits of the Petition of the Honorable *Francis Hincks*, of the City of *Montreal*, complaining of the undue Election and Return of

Oxford Election.

Robert Riddell, Esquire, Sitting Member for the County of *Oxford*, reported to the House, that the Committee met on Tuesday and Wednesday last, and on this day at the usual hour, but in consequence of the absence of Mr. *Lacoste* and Mr. *Roblin*, Members of the Committee, they were unable to proceed to business.

Ordered, That Mr. *Lacoste*, Member for the County of *Chambly*, and Mr. *Roblin*, Member for the County of *Prince Edward*, do severally attend in their places in this House, at the next sitting thereof.

Mr. *M'Connell*, in the absence of the Chairman, from the Select Committee appointed to try the merits of the Petition of the Honourable *Francis Hincks*, of the City of *Montreal*, complaining of the undue Election and Return of *Robert Riddell*, Esquire, Sitting Member for the County of *Oxford*, reported to the House, that pursuant to adjournment the Committee met yesterday at half-past eight o'clock, but in consequence of the absence of Mr. *Chauveau*, Chairman, Mr. *Lantier*, Mr. *Roblin*, and Mr. *Lacoste*, Members of the Committee, they were unable to proceed to business.

Ordered, That Mr. *Chauveau*, Member for the County of *Quebec*, Mr. *Lantier*, Member for the County of *Vaudreuil*, Mr. *Roblin*, Member for the County of *Prince Edward*, and Mr. *Lacoste*, Member for the County of *Chambly*, do severally attend in their places in this House to-morrow.

On motion of the Honourable Mr. *Daly*, seconded by the Honourable Mr. Attorney General *Draper*,

New Writ.

Ordered, That Mr. Speaker do issue his Warrant to the Clerk of the Crown in Chancery to make out a new Writ for the Election of one Member to serve in the present Provincial Parliament for the County of *Prince Edward*, in the room and place of *John P. Roblin*, Esquire, who since his election hath accepted the office of Collector of Customs for the Port of *Picton*.

Private Bills.

Mr. *Price*, from the Standing Committee on Private Bills, presented to the House the Eighteenth Report of the said Committee, which was again read at the Clerk's table, and agreed to by the House, and is as followeth:—

Quebec School Society Bill.

Your Committee have examined the Bill to incorporate "The British and Canadian School Society" of *Quebec*, and beg leave to report the same without any amendment,

Ordered, That the said Bill be Engrossed.

Quebec and Halifax Railroad.

Ordered, That the Message of His Excellency, the Governor General, on the subject of the *Quebec* and *Halifax* Railroad, be committed to a Committee of the whole House, on Tuesday next.

Printed.

Ordered, That the Petitions of *Robert F. Gourlay* read this day, be printed for the use of the Members of this House.

Lunatic Asylum, Toronto.

Ordered, That the Message of His Excellency, the Governor General, recommending that permission be given to the Commissioners for the *Toronto* Lunatic Asylum, to raise by Debentures, the sum of thirty thousand pounds currency;—and the Message of His Excellency, on the subject of the appropriation of the sum of nineteen thousand pounds, now due by the *Montreal* Harbour Commissioners to the Provincial Government—to the improvement of the navigation of the Gulf of *St. Lawrence*, by the construction of Light Houses and Relief Stations, be referred to the Committee of the whole House on the Supply granted to Her Majesty.

Navigation Gulf St. Lawrence.

Ordered, That the Petition of *Louis Edouard Pacaud*, Esquire, Commissioner of Bankrupts for the District of *Three Rivers*, be printed for the use of the Members of this House. Printed.

Ordered, That the Report of the Select Committee appointed to enquire into the state of the Archives and Records of this Province, be printed for the use of the Members of this House. Printed.

On motion of the Honourable Mr. *Moffatt*, seconded by the Honourable Mr. *DeBleury*,

Registration Bill, (L. C.)

Ordered, That the Engrossed Bill from the Legislative Council, intituled "An Act to provide "for the safe keeping of the Books, Records; "and Papers, and the prompt registration of "Deeds and Memorials in the Registry Offices "of *Lower Canada*," be read a second time on Tuesday next.

Leave of Absence.

Ordered, That Mr. *Le Boutillier* have leave to absent himself from this House, during the remainder of the Session, on urgent business, in consequence of the conflagration of part of his property by a recent disastrous fire at *Percé*.

Ordered, That Mr. *Brooks* have leave to absent himself from this House during the remainder of the Session, in consequence of illness.

Members added to Committees.

Ordered, That Mr. *Duggan* be added to the Select Committee to which was referred the Petition of *William Hillis* and others, of the District of *London*.

Ordered, That Mr. *Gowan* be added to the Select Committee to which was referred the Report of the Commissioners appointed to enquire into the state and organization of the Crown Land Department, with the accompanying Documents.

On motion of the Honourable Mr. *Baldwin*, seconded by Mr. *Price*,

Address, Scugog and Narrows Road.

Resolved, That an humble Address be presented to His Excellency the Governor General; praying that he will be pleased to inform this House, whether the Government have decided upon the Line of Road, upon which the two thousand pounds voted last year, and referred to in the the Report of the Chairman of the Board of Works, under the name of "Road from *Scugog* Lake to the *Narrows* Bridge," is to be laid out.

Ordered, That the said Address be presented to His Excellency the Governor General, by such Members of this House, as are of the Honourable the Executive Council of this Province.

Message from Legislative Council.

A Message from the Legislative Council, by *John Fennings Taylor*, Esquire, one of the Masters in Chancery.

MR. SPEAKER.

The Legislative Council have passed the following Bills, to which they desire the concurrence of the Assembly.

Matthews Attainder Bill.

"An Act to reverse the attainder of *Peter Matthews*, "and to avoid the forfeiture of his Estates and "Property."

Registrars Acts Bill, (U. C.)

"An Act to make provision for confirming cer- "tain Acts of Registrars, in that part of this Pro- "vince, formerly *Upper Canada*."

Also,

The Legislative Council have passed the following Bills without any amendment.

Montreal Incorporation Laws Bill.

"An Act to amend the Laws incorporating the "City of *Montreal*, and to facilitate the decision of "cases wherein the right of any party to any Office "in the Corporation, may be called in question."

Lotbinière Court and Registry Office Bill.

"An Act to provide for the removal of the place "of holding the Circuit Court, in the County of "*Lotbinière*, from *Ste. Croix* to *Lotbinière*, and of the "Registry Office of the said County, from the place "where it is now held, to *Ste. Croix*."

And also,

The Legislative Council have passed the following Bills with amendments, to which they desire the concurrence of the Assembly.

Orleans and Montmorency Division Bill.

"An Act to amend the Act to detach the *Island* "of *Orleans* from the County of *Montmorency*, for "the purposes of Registration."

Cobourg Manufacturing Bill.

"An Act to incorporate the *Cobourg* Manufactur-"ing Company."

Cornwall Incorporation Bill.

"An Act to amend the Act of Incorporation of "the Town of *Cornwall*, and to establish a Town "Council therein, in lieu of a Board of Police."

And then he withdrew.

Matthews Attainder Bill.

An Engrossed Bill from the Legislative Council, intituled, "An Act to reverse the attainder of *Peter* "*Matthews*, and to avoid the forfeiture of his Estates "and Property," was read for the first time.

On motion of the Honourable Mr. Attorney General *Draper*, seconded by Mr. *Hall*,

Ordered, That the said Bill be read a second time to-morrow.

Registrars Acts Bill, (U. C.)

An Engrossed Bill from the Legislative Council, intituled, "An Act to make provision for confirming "certain Acts of Registrars, in that part of this Pro-"vince, formerly *Upper Canada*," was read for the first time.

On motion of the Honourable Mr. Attorney General *Draper*, seconded by Mr. *Hall*,

Ordered, That the said Bill be read a second time to-morrow.

Address, L'Orignal Road.

On motion of Mr. *Petrie*, seconded by Mr. *Williams*,

Resolved, That an humble Address be presented to His Excellency the Governor General; praying that His Excellency will be pleased to cause the proper Officer to lay on the table of this House, the Chart of the Road leading from *L'Orignal* to *Bytown*, referred to in the Report of the Board of Works; together with the Reports of Survey by Messieurs *West* and *Keefer*, and accompanying Documents.

Ordered, That the said Address be presented to His Excellency the Governor General, by such Members of this House as are of the Honourable the Executive Council of this Province.

Court of Chancery, (U. C.)

Mr. *Macdonell* of *Dundas* moved, seconded by Mr. *Macdonald* of *Kingston*, that this House do now resolve itself into a Committee of the whole House, to take into consideration the expediency of abolishing the Court of Chancery in *Canada West*, and other matters connected therewith.

The question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Cauchon*, *Chabot*, *Chauveau*, *Cummings*, *DeWitt*, *Drummond*, *Foster*, *Guillet*, *Hall*, *Jessup*, *Lantier*, *Leslie*, *Macdonald* of GLENGARY, *Macdonell* of KINGSTON, *Macdonell* of DUNDAS, *Macdonell* of STORMONT, *M'Connell*, *Méthot*, *Monro*, *Nelson*, *Price*, *Sherwood* of BROCKVILLE, *Smith* of FRONTENAC, *Smith* of WENTWORTH, *Stewart* of BYTOWN, *Watts*, and *Williams*.—(27.)

NAYS.

Messieurs *Baldwin*, *Berthelot*, *Boulton*, *Cayley*, *Daly*, *DeBleury*, Attorney General *Draper*, *Duggan*, *Ermatinger*, *Gowan*, *LeMoine*, *Moffatt*, *Morin*, *Papineau*, *Petrie*, Solicitor General *Sherwood*, Attorney General *Smith*, *Taché*, Solicitor General *Taschereau*, and *Viger*.—(20.)

Court of Chancery, (U. C.)

So it was carried in the affirmative,

And the House accordingly resolved itself into the said Committee.

Mr. *Duggan* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair.

Clergy Reserves.

According to Order, the House resumed the consideration of a motion made on the nineteenth instant, to wit, "That this House doth concur in the Address "to Her Majesty, as reported by the Select Com-"mittee to which was referred the various Petitions "relative to the Clergy Reserves," and also of the motion of amendment thereto, to wit: "That the "paragraph in the said Address beginning with "the words 'second, We beg permission,' and ending "with the words 'grave discontent,' be struck out."

The question having been put on the motion of amendment, it was agreed to by the House.

Mr. *Gowan* then moved in amendment to the main motion, seconded by Mr. *Petrie*, that all the words after "that" in the said motion be struck out, and the following substituted, "An humble Address "be presented to His Excellency the Governor "General, representing to His Excellency the "great expense and delays which have hitherto "occurred in the sale and management of the Clergy "Reserve Lands, and expressing to His Excellency "the anxious desire of this House that the said "Lands should be disposed of to such settlers as "desire to become the purchasers thereof, at their "fair and reasonable value, and at the least possible "delay, compatible with the equitable rights of the "occupants and the interests of the Trust, and that "in such sale and management the lowest possible "expense should be incurred."

The question having been put upon the said motion of amendment, a division ensued, and the names being called for they were taken down as followeth:—

YEAS.

Messieurs *Baldwin*, *Boutillier*, *Cauchon*, *Chabot*, *Chauveau*, *Christie*, *Cummings*, *Daly*, *Desaunier*, *DeWitt*, *Drummond*, *Gowan*, *Guillet*, *Hall*, *Jessup*, *LaFontaine*, *Laterrière*, *Leslie*, *Macdonald* of GLENGARY, *Macdonald* of KINGSTON, *Macdonell* of STORMONT, *M'Connell*, *Méthot*, *Morin*, *Nelson*, *Papineau*, *Petrie*, *Price*, *Seymour*, *Smith* of FRONTENAC, Attorney General *Smith*, *Smith* of WENTWORTH, *Stewart* of BYTOWN, *Taché*, Solicitor General *Taschereau*, *Viger*, and *Williams*.—(37.)

NAYS.

Messieurs *Boulton*, *Cayley*, *DeBleury*, Attorney General *Draper*, *Duggan*, *Ermatinger*, *Foster*, *Macdonell* of DUNDAS, *Moffatt*, *Monro*, *Robinson*, *Sherwood* of BROCKVILLE, Solicitor General *Sherwood*, and *Watts*.—(14.)

So it was carried in the affirmative.

The Honourable Mr. Solicitor General *Sherwood* then moved in amendment to the main motion, as amended, seconded by Mr. *M'Connell*, that the following words be added thereto, after the word "expense," where it secondly occurs, "and not exceeding "six per centum on the amount of Sales or Rents."

The question having been put upon the said motion of amendment, a division ensued, and the names being called for they were taken down as followeth:—

YEAS.

Messieurs *Boulton*, *Cayley*, *Cummings*, *Duggan*, *Ermatinger*, *Foster*, *Gowan*, *Jessup*, *Macdonald* of GLENGARY, *Macdonald* of KINGSTON, *M'Connell*, *Moffatt*, *Monro*, *Robinson*, *Seymour*, *Sherwood* of BROCKVILLE, Solicitor General *Sherwood*, *Smith* of WENTWORTH, and *Watts*—(19.)

Clergy Reserves.

NAYS.

Messieurs *Baldwin, Boutillier, Cauchon, Chabot, Chauveau, Christie, Daly, DeBleury, Desaunier, De Witt,* Attorney General *Draper, Drummond, Guillet, Hall, LaFontaine, Laterrière, Leslie, Macdonell* of STORMONT, *Méthot, Morin, Nelson, Papineau, Petrie, Price, Smith* of FRONTENAC, Attorney General *Smith, Stewart* of BYTOWN, *Taché,* Solicitor General *Taschereau, Viger* and *Williams*—(31.)

So it passed in the negative.

The question being then put on the main motion, as amended, it was agreed to by the House, and

Resolved, That an humble Address be presented to His Excellency, the Governor General, representing to His Excellency the great expense and delays which have hitherto occurred in the sale and management of the Clergy Reserve Lands, and expressing to His Excellency the anxious desire of this House that the said Lands should be disposed of to such settlers as desire to become the purchasers thereof, at their fair and reasonable value, and at the least possible delay, compatible with the equitable rights of the occupants and the interest of the Trust, and that in such sale and management the lowest possible expense should be incurred.

Ordered, That the said Address be presented to His Excellency, the Governor General, by such Members of this House as are of the Honourable the Executive Council of this Province.

Returns to Addresses.

The Honourable Mr. *Daly,* one of Her Majesty's Executive Council, laid before the House, by command of His Excellency, the Governor General,

Return to an Address of the Legislative Assembly to His Excellency, the Governor General, praying that His Excellency will cause to be laid before the House, "Copies of any Correspondence between the present Lessee of the *St. Maurice* Forges and the Provincial Government, on the subject of the contemplated sale of said Forges, and Copies of any Petition from the work people at the said Forges that may have been presented to the Government."

Copy.

Three Rivers, 27th December, 1845.

SIR,

St. Maurice Forges.

I was much surprised by a perusal of an advertisement in the public papers from the Crown Land Office, offering the *St. Maurice* Iron Works for sale under such limits and conditions as to annihilate entirely the chance of carrying on that valuable Provincial Establishment, the only Iron Manufactory of the kind, at a time too when the United Legislature have shown such an anxiety to encourage Manufactories of every description. Fully intending to have nothing more to say to the Works after next October, I did entertain a hope that the four or five hundred souls now residing there would still have found employment from a new tenant, and I particularly wish to call the attention of His Excellency, the Administrator of the Government, to the destitute condition these people will be left in, most of whom have been brought up to this particular branch of trade, on the verge of a severe season.

I am induced to call the attention of His Excellency to the advertisement from the Crown Land Office, as it does not appear to me to be founded on the terms and conditions on which the Works were to be taken off my hands by a new Lessee. The Furnace and other works were renewed by me during the last summer at a very heavy expense, with the understanding that I was to be indemnified for so doing. I have not only secured Ore to carry on the works to the expiration of my Lease, when the Furnace will be in full blast, but have collected and am about drawing some 10,000 hhds. of Ore to enable the new Tenant to carry on the Furnace, which if not done this winter will render it impossible, thus rendering the expense gone to in building the new Furnace of no advantage. The expense of bringing this home would be some £1,250 to £1,500, and as I am convinced the Works cannot be carried on under the present conditions of sale, I cannot think of increasing my claim to indemnification without further authority from Government, to whom I look for the expense already gone to. St. Maurice Forges.

I have also to complain of being allowed only fifteen days to remove my Property, which, on the 1st October will amount to several thousands of pounds; the time granted, will, I trust, be extended.

I have &c.,

(Signed,) MW. BELL.

The Honourable D. DALY,
Provincial Secretary.
&c. &c. &c.

Three Rivers,
28th December, 1845.

SIR,

In my letter of yesterday, relative to the Sale of the Iron Works of *St. Maurice,* I did not state that the Ore collected last summer and intended to be drawn home this winter, to provide for the carrying on the Furnace after October next, upwards of 10,000 hhds. lie on the Swamps on the Reserve, on the other side of the River *St. Maurice.*

I remain &c.,

(Signed,) MW. BELL.

Honourable D. DALY,
Provincial Secretary.

St. Maurice FORGES.
24th January, 1846.

SIR,

At the request of the work people employed at the *St. Maurice* Forges, I take the liberty of handing you the accompanying Petition, and beg you will take a favorable opportunity to present the same to the Administrator of the Government.

I have, &c.,

(Signed,) TIMOTHY LAMB.

Honourable D. DALY,
&c. &c. &c.

To His Excellency the Right Honourable *Charles Murray,* Earl *Cathcart,* of *Cathcart,* in the County of *Renfrew,* G. C. B., Administrator of the Government of *Canada,* &c. &c. &c.

The most humble Petition of the work people residing at the *St. Maurice* Forges, under the Honourable *Matthew Bell,* actual possessor of the said Forges, and employed in different ways in the working of the said Forges, &c., humbly represents:

That on the 1st of October, 1760, instructions from General *Amherst,* through General *Burton,* were communicated by a Mr. *J. Bruyére,* to a Mr. *Courval* at the said Forges of *St. Maurice,* praying him to retain on the same footing as heretofore, the workmen whose names followed the said instructions.

That the said workmen were named *Delorme, Robichon, Marchant, Humblot, Serreau, Tassé, Michelin, Belisle,* and some others.

That the large number of your Petitioners are still the descendants of the above mentioned persons, and some of them by their wives, exercising the different trades they have learned from their fathers, and like them, hoped to live and die in a state of life which seemed hereditary in their families.

That the other Petitioners are almost all, without exception, the children and grand children of fathers and grandfathers who formerly, that is, since 1760, established themselves at the said Forges, and like them were employed in the different trades, necessary for the working of the said Forges.

St. Maurice Forges.

That all your Petitioners, residing at the said Forges, contended with their fate, believing their future destiny to be at least as happy as their fathers had been, foresaw no change in their present condition when they learned with the greatest surprise that the said Forges of *St. Maurice* were to be sold in the course of next summer.

That the happiness which your humble Petitioners, their fathers and grandfathers, have enjoyed since they have resided at the said Forges, has been constant and of long duration; your Petitioners can affirm this with much greater advantage, as the generality of the families who first established themselves, and of those who have established themselves at the said Forges since 1760, have never thought of leaving the Forges to follow another course of life.

That it is therefore with grief and regret that all your humble Petitioners see the time approaching when that fine property, the only one of the kind in the country, the place of their birth and whereon their affections are concentrated, chosen by their grandfathers, their fathers and themselves, as their perpetual residence, will probably cease to exist as Forges, and your Petitioners will be obliged to abandon the trades which they respectively exercised, and to leave the place with their families, to seek elsewhere for other means of existence in the midst of summer, a season which does not offer the advantages of a favourable engagement.

Wherefore all your humble Petitioners, fully confident in the generosity of Her Majesty's Government in this Province, pray Your Excellency to be pleased to take into consideration the allegations of the present Petition, and to grant them, in circumstances so painful, and which cause them so much anxiety, all the protection of the Government, so that on retiring they may not be left exposed to the wants and vicissitudes to which workmen of Manufactories who are deprived of the exercise of their trades, when the Manufactories to which they are attached, cease to exist, are always subject. Your humble Petitioners authorize six from among them to sign the present Petition, and to transmit it to your Excellency, and your humble Petitioners will ever pray, &c. &c. &c.

(Signed,) Joseph ✕ Michelin.
" Joseph ✕ Terreau.
" Edouard ✕ Tasse.
" Rene ✕ Imblo.
" Joseph ✕ Robichon.
" Jean Bte. ✕ Michelin.

Forges of *St. Maurice*,
17th January, 1846.

We do certify that the Signers of the above Petition have made their marks of a cross, of their own consent, in our presence, and in presence of a great many others who approved of and showed the same desire as the Petitioners.

(Signed,) TIMOTHY LAMB.
" F. LOTTINVILLE, N. P.

I hereby certify that the workmen, their wives and children, now residing at this establishment, and that depend entirely on the continuance of the works for their daily bread, exceed four hundred souls.

(Signed,) TIMOTHY LAMB,
Chief Overseer of the Establishment.

St. Maurice Forges,
24th January, 1846.

And also,

Lake St. Peter.

Return to an Address of the Legislative Assembly to His Excellency the Governor General; praying that His Excellency will cause to be laid before the House "the following particulars relative to the expenditure of the sum of £58,000, granted by the Act 4th and 5th *Victoria*, chapter 28, for deepening Lake *St. Peter*: First, The amount expended in the purchase of Steamers and Dredging and other Machines used upon the said Work. Second, The amount expended in the hiring or leasing of Steamers employed thereat. Third, The amount of all sums paid for labour done, distinguishing the sums paid to Engineers, Superintendents, and Officers in command of Steamers and Dredging Machines, together with the time of their employment, the remuneration paid to each, and the names of the parties so employed."

(*For the said Return see Appendix P. P.*)

Lake St. Peter.

The Order of the Day for the House in Committee, on the Bill to amend the Law constituting the Board of Works, being read;

Board of Works Bill.

The House accordingly resolved itself into the said Committee.

Mr. *Cauchon* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Cauchon* reported that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, That the said Committee have leave to sit again to-morrow.

Ordered, That the remaining Orders of the Day be postponed until to-morrow.

Orders Postponed.

Then, on motion of the Honourable Mr. *Viger*, seconded by Mr. *Monro*.

The House adjourned.

Sabbati, 23° die Maii.

Anno Nono Victoriæ Reginæ, 1846.

11, *â Horâ, A. M.*

THE following Petition was brought up and laid on the table.

Petition laid on the table.

By the Honourable Mr. *La Fontaine*,—The Petition of Messieurs *Gilmour* and Company and others, Merchants and other Citizens, of the City of *Montreal*.

An Engrossed Bill to incorporate "the British and Canadian School Society," of *Quebec*, was read for the third time.

Quebec School Society.

Resolved, That the Bill do pass, and the title be, "An Act to incorporate the British and Cana- "dian School Society of the District of *Quebec*."

Ordered, That Mr. *Christie* do carry the said Bill to the Legislative Council, and desire their concurrence.

Mr. *Leslie*, from the Select Committee to which was referred the Bill to amend an Act therein mentioned, and to establish the vote by Ballot, in the Election of Councillors and Assessors of and for the City of *Montreal*, with an Instruction to the said Committee, reported that the Committee had gone through the Bill, and had made several amendments thereto, which amendments were again read at the Clerk's table,

Montreal Ballot Bill.

Resolved, That this House do now resolve itself into a Committee of the whole House, on the said Bill and Report.

The House accordingly resolved itself into the said Committee.

Mr. *Price* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Price* reported that the Committee had gone through the Bill, without making any amendment thereto, and the Report was again read at the Clerk's table.

Ordered, That the said Bill be Engrossed.

Railroad Bills. The Honourable Mr. *Robinson,* from the Select Committee on Railroad Bills, presented to the House the Final Report of the said Committee, which was again read at the Clerk's table, and agreed to by the House, and is as followeth:—

Report. Your Committee have had under their consideration the Despatch, No. 457, from the Right Honourable Lord *Stanley,* on the subject of the "*St. Lawrence* and *Atlantic* Railroad Company," and inform your Honourable House that both of the suggestions alluded to in that Despatch have been fully carried out in the Act now before the House, for amending the Charter of the said Company.

Your Committee have also duly considered the Despatch of the Right Honourable *W. E. Gladstone,* dated 15th January, 1846, which certainly contains many valuable suggestions, and which they will notice in the order in which they stand in the Despatch, viz:

No. 1. Suggests the propriety of holding any Charter liable to the enactments of any Act of the Legislature which it may be deemed necessary to pass hereafter. This is provided for in the Second Report of this Committee, by a clause recommended to be inserted in all Railroad Acts for the future—that your Committee cannot agree to recommend that power should be given to repeal any Charter passed before the enactment of any general law regulating Railroads, as mentioned in Mr. *Gladstone's* Despatch. They deem such a provision unjust, and if insisted upon, likely to prevent persons investing their capital in such undertakings.

No. 2. With regard to the suggestion conveyed under the second head of the Despatch, "That of the proposed capital one tenth, at least, should have been actually invested in good and available security for the prosecution of the work," Your Committee are of opinion, that its adoption would be inapplicable to the circumstances of the Colony, and unnecessarily restrict its enterprize; the revisal of the Standing Orders of your Honourable House in the case of all Railway Bills, as recommended by the Committee, requiring that a preliminary Survey of the Line of Road be made, and a copy of all Plans, Sections, and Books of Reference be deposited, together with a published Map of the Country with the Line of the Railway delineated thereon, would require an outlay of sufficient extent previous to the application to the Legislature, to demonstrate generally the intention of the applicants to carry out the undertaking in the event of its being sanctioned by Law.

Nos. 3, 4, and 5. Your Committee humbly conceive are amply provided for in their Second Report to your Honourable House.

No. 6. Your Committee have considered the clause referred to in the Imperial Act, which gives power to the Lords Commissioners of Her Majesty's Treasury to revise the Scale of Tolls from time to time, and are of opinion that the same object is attained in a manner more suited to the circumstances of this Province, by the provisions contained in the *St. Lawrence* and *Atlantic* Railroad Charter, Sec. 40, as follows:—

"Provided always, and be it enacted, That from and after the expiration of the first entire year, ending on the thirtieth day of November, after the said Railroad shall have been completed and opened, the several rates by this act granted, shall yearly and every year be regulated by the amount of Dividends which the said Company shall have declared for the preceding year; that is to say, if the said Company shall have declared for the preceding year a dividend not exceeding six pounds currency, on each and every share in the said undertaking, the said Company shall be and they are hereby authorized and empowered to demand and receive, not exceeding the maximum rates by this Act granted, but when and so often as the said Company shall have declared for the preceding year a dividend of greater amount than six pounds per share, the said Company shall and they are hereby directed and required to pay over, as a tax to the Provincial Treasury, one moiety of the net income from the said Railroad accruing thereafter, over and above the six pounds per share, first payable to the said Proprietors."

Report.

No. 7, recommends giving power to the Government to purchase, on behalf of the Province, any Railroad chartered after the enactment of such a law on certain conditions. Your Committee see no objection to such being the case upon the terms pointed out in the Despatch.

Nos. 8 and 9. Your Committee also conceive are provided for in their Second Report.

No. 10, relates to powers recommended to be exercised by the Executive Government in regard to Railroads generally, which your Committee do not deem it their province to remark upon, further than that they quite coincide in the views expressed by Mr. *Gladstone* on that subject.

Your Committee have also had under their consideration the Petition of the Trustees of the *Montreal* Turnpike Roads, by which it would appear that certain persons have, under the authority of an Act for that purpose, loaned money to make a Road from *Montreal* to *Lachine,* as well as other roads embraced in the same Trust—and the Trustees are apprehensive that should the Railroad from *Montreal* to *Lachine* go into operation, it would diminish the revenue of the Trust, and thereby impair the security which the lenders at present have for the ultimate payment of the Capital invested in these Roads. Your Committee therefore recommend that a clause should be inserted in the Charter of the *Montreal* and *Lachine* Railroad Company, or of any other Company Chartered for a like purpose, to render such Company liable to any provision which the Legislature may deem it just to impose, for the protection of those persons who have loaned money as aforesaid, or that the same may be secured to them in any other way which your Honourable House may think proper to adopt.

Your Committee beg leave herewith to report an Address to Her Majesty, praying that she will not withhold Her Royal Assent to the Bills passed by this Legislature, during the present Session, for the reasons therein set forth, and mentioned in the preceding part of this Report, as followeth:—

Address.

MOST GRACIOUS SOVEREIGN,

We, Your Majesty's dutiful and loyal subjects, the Legislative Assembly of the Province of *Canada,* Beg leave humbly to represent to your Majesty, that We have had under our consideration the Despatch from your Majesty's Secretary of State for the Colonies, dated 15th January, 1846, on the subject of Railway Communication in the Colonies, pointing out the terms upon which it is intimated the Royal Assent will be given to any Acts of this Legislature for chartering Railway Companies.

We have no hesitation in complying with the several suggestions contained in the Despatch alluded to, with the exception of the second, which requires as an indispensable preliminary, that of the proposed capital, one tenth at least should have been actually invested in good available securities for the prosecution of the work. This provision, however necessary it may have been found in *Great Britain,* where, from the abundance of capital and the numerous applications for Railway Charters, the Imperial Govern-

Address.

ment may have found it advisable to impose such a restriction, We humbly submit is not applicable to this Province, and We respectfully represent to your Majesty that compliance with the rules requiring a preliminary survey of the line of road, and that a Copy of all Plans, Sections and Books of reference, together with a Map of the Country, with the line of the proposed Railway delineated thereon, be deposited with the Executive Government, would require an expenditure of sufficient amount previous to application to the Legislature for a Charter to demonstrate the intention of the applicants to carry the undertaking into effect.

We assure your Majesty, that the Legislature have chartered no Railway Company for the construction of a Road which will not, when completed, be of the greatest benefit to the country, and therefore humbly hope the several Bills may receive your Majesty's sanction without delay, that the country may, as soon as possible, enjoy the benefits they are calculated to confer.

Resolved, That this House doth concur in the Address to the Queen's Most Excellent Majesty, as reported from the Select Committee on Railroad Bills.

Ordered, That the said Address be Engrossed.

Oxford Election.

Mr. *Chauveau*, Chairman of the Select Committee appointed to try the merits of the Petition of the Honourable *Francis Hincks*, of the City of *Montreal*, complaining of the undue Election and Return of *Robert Riddell*, Esquire, Sitting Member for the County of *Oxford*, reported to the House that the Committee met this morning at half-past eight o'clock, pursuant to adjournment, but in consequence of the absence of Mr. *Lacoste*, they were unable to proceed to business.

Ordered, That Mr. *Lacoste*, Member for the County of *Chambly*, do appear in his place in this House, at the next sitting thereof.

Hon. L. J. Papineau.

On motion of the Honourable Mr. Attorney General *Smith*, seconded by the Honourable Mr. *Cayley*,

Ordered, That the Message of His Excellency the Governor General, on the subject of the arrears of Salary due to the Honourable *Louis Joseph Papineau*, as late Speaker of the *Lower Canada* House of Assembly, be referred to the Committee of the whole House, on the Supply granted to Her Majesty.

Returns. King's College.

The Honourable Mr. Attorney General *Draper*, one of Her Majesty's Executive Council, laid before the House, by command of His Excellency the Governor General,

Returns and Documents relating to the University of King's College.

(*For the said Returns and Documents, see Appendix Q. Q.*)

Printed.

Ordered, That the said Returns and Documents be printed for the use of the Members of this House.

Orleans and Montmorency Division Bill.

On motion of Mr. *Cauchon*, seconded by the Honourable Mr. *Baldwin*,

Ordered, That the amendment made by the Legislative Council to the Bill, intituled, "An Act "to amend the Act to detach the Island of *Orleans* from the County of *Montmorency*, for "the purposes of Registration," be now taken into consideration.

The House proceeded accordingly to take the said amendment into consideration.

And the said amendment was read, and is as followeth:—

Press 1, Line 28.—Leave out "second" and insert "third."

And the said amendment being again read, it was agreed to by the House.

Ordered, That Mr. *Cauchon* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendment.

Great Western Railroad Bill.

On motion of Mr. *Smith* of *Wentworth*, seconded by the Honourable Mr. *Robinson*,

Ordered, That the amendments made by the Legislative Council to the Bill, intituled, "An Act "to incorporate a Company to extend the Great "Western Railroad from *Hamilton* to *Toronto*," be now taken into consideration.

The House proceeded accordingly to take the said amendments into consideration.

And the said amendments were read, and are as followeth:—

Amendments.

Press 2, Line 41.—After "named" insert "before "proceeding to business, or, "in the event of their differ- "ing as to the choice of such "other person, to be appointed "by the Judge of the Dis- "trict Court, for the District "in which the lands are situ- "ate, before the others pro- "ceed to business."

" 4, " 7.—After "aforesaid" insert "or re- "fuse or neglect so to do for "the space of one calendar "month, after having been "thereto required by the said "Company."

" " " 8.—Leave out from "apply" to "them" in line 16, both inclusive, and insert "nominate one "indifferent person, and for the "Judge of the District Court, "for the District in which the "lands are situate, on the ap- "plication of the said Com- "pany, to nominate and ap- "point one other indifferent "person, who, together with "one other person, to be "chosen by the persons so "named, before proceeding to "business, or, in the event of "their differing as to the "choice of such other person, "to be appointed by the said "Judge, before the others "proceed to business."

" " " 21.—Leave out "their" and insert "the."

" " " " —After "decision" insert "of the "majority of such Arbitra- "tors."

" " " 38.—Leave out from "apply" to "time" in line 41, and insert "nominate one indifferent per- "son, and for the Judge of "the District Court for the "District in which such lands "are situate, on the applica- "tion of the said Company, "to appoint one other indif- "ferent person, who together "with one other person, to be "chosen by the person so "named before proceeding to "business, or, in the event of "their differing as to the

Great Western Railroad Bill.

"choice of such other person,
"to be appointed by the said
"Judge before the others
"proceed to business, shall be
"Arbitrators."

And the said amendments being again read, they were agreed to by the House.

Ordered, That Mr. *Smith* of *Wentworth* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendments.

Member added to a Committee.

Ordered, That Mr. *Taché* be added to the Standing Committee on Contingencies.

On motion of Mr. *Macdonell* of *Stormont*, seconded by Mr. *Chauveau*,

Address, Cornwall Road.

Resolved, That an humble Address be presented to His Excellency the Governor General; praying that he will be pleased to cause to be laid before this House, the Report of the Chairman of the Board of Works, on which was founded the grant of nine hundred pounds of the last Session of the Legislature for the improvement of the *Cornwall* and *L'Orignal* Post Road.

Ordered, That the said Address be presented to His Excellency the Governor General, by such Members of this House as are of the Honourable the Executive Council of this Province.

On motion of Mr. *Chauveau*, seconded by Mr. *Lantier*,

Address, E. S. DeRottermund.

Resolved, That an humble Address be presented to His Excellency the Governor General; praying that His Excellency will be pleased to cause the proper Officer to lay before the House, Copies of any Report or Reports from *E. S. De Rottermund*, heretofore Chemist to the Provincial Geological Department, to the head of the said Department, or to the Provincial Government; and also of all correspondence between the said *E. S. DeRottermund* and the said Department, or between him and the Provincial Government.

Ordered, That the said Address be presented to His Excellency the Governor General, by such Members of this House as are of the Honourable the Executive Council of this Province.

On motion of Mr. *Boulton*, seconded by Mr. *Gowan*,

Counsel.

Ordered, That Counsel be heard at the Bar of this House on Thursday next, on the several Bills introduced, affecting the Charter and Endowment of King's College.

On motion of Mr. *Macdonald* of *Kingston*, seconded by Mr. *Smith* of *Frontenac*,

Kingston and Ottawa Road.

Ordered, That that part of the Speech of His Excellency, the Governor General, delivered at the opening of the last Session of the Provincial Parliament, as relates to a Road from the Town of *Kingston*, through the Inland Territory, towards the *Ottawa*, be now read.

The same was read accordingly.

Members Excused for not attending Election Committees.

According to Order, *Pierre J. O. Chauveau*, Esquire, Member for the County of *Quebec*, who was absent on the twenty-first instant from the Select Committee appointed to try the merits of the Petition of the Honourable *Francis Hincks*, of the City of *Montreal*, complaining of the undue Election and Return of *Robert Riddell*, Esquire, Sitting Member for the County of *Oxford*, attended in his place in this House.

Mr. *Chauveau* rose in his place, and having given satisfactory reasons for not being present at the meeting of the said Committee,

Members excused for not attending Election Committees.

On motion of Mr. *Smith* of *Frontenac*, seconded by Mr. *Stewart* of *Bytown*,

Resolved, That Mr. *Chauveau* having given satisfactory reasons for not being present on the twenty-first instant, at the meeting of the Select Committee for the trial of the Controverted Election for the County of *Oxford*, he be now excused for such non-attendance.

According to Order, *Jacques Philip Lantier*, Esquire, Member for the County of *Vaudreuil*, who was absent on the twenty-first instant, from the Select Committee appointed to try the merits of the Petition of the Honourable *Francis Hincks*, of the City of *Montreal*, complaining of the undue Election and Return of *Robert Riddell*, Esquire, Sitting Member for the County of *Oxford*, attended in his place in this House.

Mr. *Lantier* rose in his place, and having given satisfactory reasons for not being present at the Meeting of the said Committee,

On motion of Mr. *Smith* of *Frontenac*, seconded by Mr. *Stewart* of *Bytown*,

Resolved, That Mr. *Lantier* having given satisfactory reasons for not being present on the twenty-first instant, at the meeting of the Select Committee for the trial of the Contested Election for the County of *Oxford*, he be now excused for such non-attendance.

Common School Bill, (L. C.)

Mr. *Jessup*, from the Committee of the whole House, on the Bill to repeal certain Enactments therein mentioned, and to make better provision for Elementary Instruction in *Lower Canada*, reported, according to Order, the amendments made by the Committee to the said Bill.

The Honourable Mr. *Papineau* moved, seconded by the Honourable Mr. Attorney General *Smith*, that the Question of Concurrence be now separately put upon each of the said amendments.

Mr. *Boutillier* moved in amendment, seconded by Mr. *Chabot*, That all the words after "That," in the said motion, be struck out, and the following substituted, "the said Bill be now recommitted to a Com-"mittee of the Whole House, for the purpose of "amending it, by inserting in the 38th clause, after "the words "Religious Worship," the words "and "all Charitable Institutions or Hospitals incorporated "by Act of Parliament."

The question having been put upon the said motion of amendment, a division ensued, and the names being called for, they were taken down as followeth:

YEAS.

Messieurs *Baldwin*, *Berthelot*, *Boutillier*, *Cauchon*, *Chabot*, *Chalmers*, *Chauveau*, *Cummings*, *DeBleury*, *Desaunier*, *Dickson*, *Drummond*, *Duggan*, *Ermatinger*, *Foster*, *Gowan*, *Guillet*, *Jessup*, *LaFontaine*, *Lantier*, *Laterrière*, *Leslie*, *Macdonald* of KINGSTON, *Macdonell* of DUNDAS, *Macdonell* of STORMONT, *M'Connell*, *Méthot*, *Monro*, *Petrie*, *Price*, *Robinson*, *Scott*, *Seymour*, *Sherwood* of BROCKVILLE, *Smith* of WENTWORTH, *Stewart* of BYTOWN, *Taché* and *Williams*.—(38.)

NAYS.

Messieurs Attorney General *Draper*, *Papineau*, Attorney General *Smith*, Solicitor General *Taschereau* and *Viger*—(5.)

So it was carried in the affirmative.

The question being then put upon the main motion, as amended, it was agreed to.

And the House accordingly resolved itself into the said Committee.

Mr. *Lantier* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Lantier* reported that the Committee had gone through the Bill, and had made a further amend-

Common School Bill, (L. C.)

ment thereto, which amendment was again read at the Clerk's table.

Ordered, That the question of concurrence be now separately put upon each of the said amendments.

And the said amendments being again severally read, and the question being separately put upon each, they were agreed to by the House.

On motion of Mr. *Cauchon*, seconded by Mr. *Boutillier*,

Ordered, That the following amendment be made to the twentieth clause of the said Bill: strike out "thirty" and insert "twenty."

Mr. *Lantier* moved, seconded by Mr. *Chauveau*, that the following amendment be made to the twenty-second clause of the said Bill: strike out the eleventh paragraph, and insert the following in lieu thereof, "to cause to be levied by assessment and rate, in the "manner hereinafter provided by this Act, or by "voluntary subscriptions in each Parish or Township, "a sum equal to that allowed of the Common School "Fund, for each Parish or Township, and to report "their proceedings, in this respect, to the Superin-"tendent; and to enable the School Commissioners "to receive from the Superintendent of Education, "their share of the Common School Fund, they shall "furnish him with a Declaration from the Secretary "Treasurer, that he has actually and *bonâ fide* "received, and has in his possession, for the purposes "of this Act, a sum equal to the said share accruing "to such Commissioners, and stating whether the "same has been levied by assessment and rate, or by "voluntary subscription: Provided, nevertheless, "that if in any Parish or Township, any School Dis-"trict or Districts shall refuse to contribute voluntarily "to the amount of their respective portions of the "sum granted out of the public monies, arising from "the Common School Fund, such School District or "Districts, may be assessed for the same, in the man-"ner provided by this Act, although the other School "Districts in the same Parish or Township may not "be liable to such assessments."

The question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Chauveau, Desaunier, Lantier, Macdonell* of Stormont, *M'Connell*, and Solicitor General *Taschereau.*—(6.)

NAYS.

Messieurs *Baldwin, Boulton, Boutillier, Cauchon, Cayley, Chabot, Chalmers, Cummings, DeBleury, DeWitt, Dickson, Drummond, Guillet, Jessup, La Fontaine, Laterrière, Leslie, Méthot, Moffatt, Monro, Nelson, Papineau, Price, Robinson, Scott, Seymour, Sherwood* of Brockville, *Smith* of Frontenac, Attorney General *Smith, Smith* of Wentworth, *Stewart* of Bytown, *Taché*, and *Viger.*—(33.)

So it passed in the negative.

On motion of the Honourable Mr. Attorney General *Smith*, seconded by the Honourable Mr. *Papineau*,

Ordered, That the following amendment be made to the twenty-second clause of the said Bill: in the thirteenth paragraph, after "indigent persons," insert "Lunatics or Idiots."

On motion of the Honourable Mr. *La Fontaine*, seconded by Mr. *Leslie*,

Ordered, That the following amendment be made to the thirty-eighth clause of the said Bill: strike out "Provided that unconceded Lands in Seig-"niories, as well as the Seigniorial Grist Mills, "shall be free from assessment," and insert "Pro-"vided that unconceded Lands, (that is to say, "*terres en bois debout*, or uncultivated Lands in "the possession of the Seigniors,) in Seigniories, "shall be free from assessment under this Act."

Common School Bill, (L. C.)

On motion of the Honourable Mr. *Papineau*, seconded by the Honourable Mr. Attorney General *Smith*,

Ordered, That the following amendment be made to the thirty-ninth clause of the said Bill: after "Act," in the forty-first line, insert "a copy of "which valuation the Municipal Council shall, "on demand, furnish to the Corporation of "School Commissioners."

Ordered, That the said Bill as amended be Engrossed.

Public Lands Bill.

The Order of the Day for the second reading of the Bill to extend the provisions of the 13th section of an Act of the Province of *Canada*, intituled, "An "Act for the disposal of Public Lands," and to amend the said Act in other respects, and further to provide for the final settlement of Land Claims, being read;

Ordered, That the said Bill be read a second time on Saturday next.

Quebec Trinity House Bill.

The Order of the Day for the second reading of the Bill to authorize the *Quebec* Trinity House to license as Pilots a certain class of persons therein mentioned, being read;

The said Bill was accordingly read, and ordered to be Engrossed.

Vanzandt's Relief Bill.

The Order of the Day for the second reading of the Engrossed Bill from the Legislative Council, intituled, "An Act for the relief of *Juliet Vanzandt*, "wife of *Jacob L. Vanzandt*, who claims as sister "of the half blood of *Richard Duncan*, late of *Wil-"liamsburg*, in the Eastern District of this Province," being read;

Mr. *Macdonell* of *Dundas* moved, seconded by the Honourable Mr. *Morin*, that the said Bill be read a second time on this day six months.

The question having been put upon the said motion, a division ensued, and it was carried in the affirmative, and

Ordered, Accordingly.

Toronto Hospital Bill.

The Order of the Day for the second reading of the Bill to incorporate the Trustees of the *Toronto* Hospital, being read;

Mr. *Boulton* moved, seconded by Mr. *Duggan*,

That the said Bill be now read a second time.

The question having been put upon the said motion, a division ensued, and it passed in the negative.

Royal Assent to Bills.

A Message was brought by *Frederick Starr Jarvis*, Esquire, Gentleman Usher of the Black Rod:

Mr. Speaker,

His Excellency the Governor General desires the immediate attendance of this Honourable House in the Legislative Council Chamber.

Accordingly Mr. Speaker, with the House, went to the Council Chamber.

And being returned,

Mr. Speaker reported, that agreeable to the commands of His Excellency the Governor General, the House had attended His Excellency in the Legislative Council Chamber, where His Excellency was pleased to give in Her Majesty's name, the Royal Assent to the following Public and Private Bills:—

Titles.

"An Act to allow the formation of more than one Agricultural Society in a County in *Lower Canada*, and for the relief of the Society for the County of *Montreal*."

"An Act to amend the Act amending certain provisions of the Ordinance for establishing an efficient system of Police in the Cities of *Quebec* and *Montreal*."

"An Act to repeal the Act incorporating the *Quebec* Gas Light and Water Company."

Titles.

"An Act to attach certain Territory therein described to the District of *Huron*, for certain purposes.'

"An Act to amend the laws incorporating the City of *Montreal*, and to facilitate the decision of cases wherein the right of any party to any office in the Corporation may be called in question."

"An Act further to amend the Ordinance incorporating the City of *Quebec*, and for other purposes."

"An Act to require Slides of certain dimensions to be erected upon the several Mill Dams in the River *Moira* and its tributaries, in the District of *Victoria*."

"An Act to amend an Act entitled, "An Act to extend the Charter of the Commercial Bank of the *Midland* District, and to increase its capital stock."

"An Act to authorize the *Desjardins* Canal Company to borrow a sum of money to complete the *Desjardins* Canal."

"An Act to remove all doubts as to the validity of certain Deeds, Instruments, and Documents, executed before Notaries in *Lower Canada*, and to secure the Rights, Titles, and Interests of all persons concerned therein."

"An Act to convey a part of the Concession Line between the 3rd and 4th Concessions of the Township of *Barton*, in the *Gore* District, to *Robert Jarvis Hamilton*."

"An Act to enable the District of *Bathurst* to receive the School Monies apportioned to it, in the year one thousand eight hundred and forty-five, notwithstanding the failure of the District Council to levy an equal sum."

"An Act to amend an Act, intituled, "An Act to extend the Charter of the Bank of *Upper Canada*, and to increase the Capital Stock thereof."

"An Act to authorize the Community of the Sisters of Charity of the General Hospital, *Montreal*, (Grey Nuns) to sell or alienate their property, situated at *Pointe à Callière*, in the City of *Montreal*, and to invest the capital price or prices thereof in other Real and Immoveable Property."

"An Act to amend the Act for defining the limits of Counties and Districts in *Upper Canada*."

"An Act to incorporate the *Huntingdon* Plank Road Company."

"An Act for the better establishment and maintenance of Common Schools in *Upper Canada*."

"An Act to provide for the removal of the place of holding the Circuit Court in the County of *Lotbinière*, from *Ste. Croix* to *Lotbinière*, and of the Registry Office of the said County, from the place where it is now held to *Ste. Croix*."

Sheriffs' Poundage Bill.

The Order of the Day for the House in Committee on the Bill to regulate the Poundage to be received by Sheriffs on Executions, and for other purposes therein mentioned, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Boulton* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Boulton* reported that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House whenever it shall be pleased to receive the same.

Ordered, That the Report be received on Tuesday next.

University Bill, (U. C.)

The Order of the Day for the second reading of the Bill to erect a University by the name and style of the University of *Upper Canada*, being read;

Ordered, That the said Bill be read a second time on Thursday next.

Trade.

The Order of the Day for the House in Committee to consider certain Resolutions to be proposed on the subject of Trade, with the view to adopt an humble Address to Her Majesty relative thereto, being read;

Ordered, That the said Order of the day be postponed until Thursday next.

"*Banque des Marchands*" Bill.

The Order of the day for the House in Committee on the Bill to incorporate "*La Banque des Marchands*," being read;

The House accordingly resolved itself into the said Committee.

Mr. *Macdonell* of *Dundas* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Macdonell* of *Dundas* reported that the Committee had gone through the Bill, and had made several amendments thereto, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill as amended be Engrossed.

Message from Legislative Council.

A Message from the Legislative Council by *John Fennings Taylor*, Esquire, one of the Masters in Chancery.

Mr. Speaker,

Marriages Bill, (U. C.)

The Legislative Council have passed a Bill, intituled, "An Act to amend and extend the provisions "of an Act of the Parliament of the late Province of "*Upper Canada*, intituled, "An Act to make valid "certain Marriages heretofore contracted, and to pro-"vide for the future solemnization of Matrimony "in this Province," to which they desire the concurrence of the Assembly.

And also,

Great Western Railroad Bill.

The Legislative Council have passed the Bill, intituled, "An Act to alter and amend the Charter "of the *Great Western* Railroad Company," with several amendments, to which they desire the concurrence of the Assembly.

And then he withdrew.

Marriages Bill, (U. C.)

An Engrossed Bill from the Legislative Council, intituled, "An Act to amend and extend the provi-"sions of an Act of the Parliament of the late Pro-"vince of *Upper Canada*, intituled, "An Act to make "valid certain Marriages heretofore contracted, and "to provide for the future solemnization of Matrimony "in this Province," was read for the first time.

On motion of Mr. *Price*, seconded by the Honourable Mr. *Baldwin*,

Ordered, That the said Bill be read a second time on Tuesday next.

R. Randall's Remuneration.

The Order of the Day for the House in Committee on the Report of the Select Committee, to which was referred the Petition of *J. H. Culp*, of the Township of *Stamford*, in the District of *Niagara*, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Taché* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair.

Montreal Roads Bill.

The Order of the Day for the second reading of the Bill to amend and extend the provisions of the

Montreal Roads Bill.

Laws relative to Turnpike Roads in the neighbourhood of *Montreal*, being read;

The said Bill was accordingly read, and ordered to be Engrossed.

On motion of the Honourable Mr. *Robinson*, seconded by Mr. *Smith* of *Wentworth*,

Great Western Railroad Bill.

Ordered, That the amendments made by the Legislative Council to the Bill, intituled, "An "Act to alter and amend the Charter of the "*Great Western* Railroad Company," be now taken into consideration.

The House proceeded accordingly to take the said amendments into consideration.

And the said amendments were read, and are as followeth:—

Press 12, Line 24.—After "Districts" insert "respectively."

" 13 " 1.—Leave out from "apply" to "them" in line 10, both inclusive, and insert, "nominate and appoint one or more indifferent person or persons, and for the Judge of the District Court for the District in which such lands or grounds are situate, on the application of the said Company, to nominate and appoint an equal number of indifferent persons, who, together with one other person, to be elected by ballot by the person so named."

" " " 15.—Leave out "whose" and insert "the."

" " " " —After "decision" insert "of "the majority of such arbitrators."

" " " 39.—Leave out from "apply" to "time," where it occurs sesecondly in line 42, both inclusive, and insert "nominate "and appoint one or more indifferent person or persons, "and for the Judge of the "District Court for the District in which the lands "or grounds are situate, on "the application of the said "Company, to nominate and "appoint an equal number of "indifferent persons, who, together with one other indifferent person, to be elected "by ballot by the persons so "named, shall be arbitrators."

" 16 " 29.—After "Gore" insert "and "also in the *Western* District."

" " " 42.—After "them" insert the following Clauses A & B.

CLAUSE A.

"And be it enacted, that "the said Company shall at "all times, when thereunto "required by Her Majesty's "Deputy Post Master General, the Commander of the "Forces, or any person having the command or superintendence of any Police "Force, carry Her Majesty's "Mail, Her Majesty's Naval "or Military Forces, or Militia, and all Artillery, Ammu-

Great Western Railroad Bill.

"nition, Provisions, or other "Stores for their use, and "all Policemen, Constables, "and others travelling on "Her Majesty's Service on "their said Railroad, on such "terms and conditions, and "under such regulations as "the said Company and the "said Deputy Post Master "General, the Commander of "the Forces, or person in "command of any Police force "respectively, shall agree "upon, or if they cannot "agree, then upon such terms "and conditions, and under "such regulations, as the "Governor or person administering the Government, "shall in Council make, Provided that by such regulations the Company shall not "be required to start any "train or steamboat at any "other time than their ordinary time of starting the "same; but they may be required to provide a separate "carriage for the Mail and the "person or persons in charge "thereof; And Provided also, "that any further enactments "which the Legislature of "this Province may hereafter "deem it expedient to make "with regard to the carriage "of the said Mail, or Her "Majesty's Forces, and other "persons and articles as aforesaid, or the rates to be paid "for carrying the same, or in "any way respecting the use "of any Electric Telegraph, "or other service to be rendered by the Company to the "Government, shall not be "deemed an infringement of "the privileges intended to "be conferred by this Act. "And nothing in this Act "contained shall be construed "to authorize the said Company to take or enter upon "any Lands or Real Estate "of any kind belonging to "Her Majesty, Her Heirs or "Successors, or vested in or "held in Trust, by the Principal Officers of Her Majesty's Ordnance, or any "public body, person or party "in Trust for the uses or service of Her Majesty, Her "Heirs or Successors, whether "such Real Estate be held in "fee simple, or for any less "Estate during the continuance of such Estate, unless "the entering upon or taking "of such Lands or Real Estate be authorized by the "Governor in Council, or by "the Commander in Chief of "Her Majesty's forces in this "Province."

Great Western Railroad Bill.

CLAUSE B.

"And be it enacted, That "nothing herein contained "shall affect or be construed "to affect, in any manner or "way whatsoever, the rights of "Her Majesty, Her Heirs and "Successors, or of any person "or persons, or of any bodies "politic, corporate or col- "legiate, such only excepted "as are herein mentioned."

And the said amendments being again read, they were agreed to by the House.

Ordered, That Mr. *Smith* of *Wentworth* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendments.

On motion of Mr. *Boulton*, seconded by Mr. *Seymour*,

Cobourg Manufacturing Bill.

Ordered, That the amendments made by the Legislative Council to the Bill, intituled, "An Act "to incorporate the Cobourg Manufacturing "Company," be now taken into consideration.

The House proceeded accordingly to take the said amendments into consideration.

And the said amendments were read, and are as followeth:

Press 9, Line 3.—Leave out from "Company" to "may" in line 4.
" " " 15.—Leave out from "except" to "provided," both inclusive.
" " " 21.—After "Corporation" insert "distinguishing those who are "Directors, and stating the "number of shares held by "each shareholder."

And the said amendments being again read, they were agreed to by the House.

Ordered, That Mr. *Boulton* do carry back the said Bill to the Legislative Coucil, and acquaint their Honours that this House hath agreed to their amendments.

Orders Postponed.

Ordered, That the remaining Orders of the Day be postponed until Tuesday next.

Then, on motion of Mr. *Duggan*, seconded by the Honourable Mr. *DeBleury*,

The House adjourned until Tuesday next at ten o'clock, A. M.

Martis, 26° die Maii.

Anno Nono Victoriæ Reginæ 1846.

10â *horâ A. M.*

Petitions laid on the table.

THE following Petitions were severally brought up and laid on the table:—

By Mr. *Stewart* of *Bytown*,—The Petition of *Lachlin Stewart* and others, of the *Eastern* and *Ottawa* Districts; and the Petition of Mrs. *Elizabeth M'Givern*, of the Town of *Bytown*.

By the Honourable Mr. *Moffatt*,—The Petition of Messieurs *Hamilton* and *Low*; and the Petition of *John Dods*, President of the *St. Michel* Road Company.

By Mr. *Price*,—The Petition of *Jared Vining*, Esquire, on behalf of the Municipal Council of the District of *Brock*; and the Petition of *Elliot Grieve*, Senior, and others, of the Township of *Westminster*.

Petitions laid on the table.

By Mr. *Ermatinger*,—The Petition of *John Short*, *Henry Long* and others, Members of the United Church of *England* and *Ireland*, in the Township of *London*, in the Diocese of *Toronto*.

By the Honourable Mr. *Robinson*,—The Petition of the Municipal Council of the District of *Simcoe*, (relating to a grant.)

By Mr. *Macdonald* of *Cornwall*,—The Petition of *James Kerby*, Lessee of the Crown Ferry at *Fort Erie* Rapids, *Niagara* District.

Common School Bill, (L. C.)

An Engrossed Bill to repeal certain enactments therein mentioned, and to make better provision for Elementary Instruction in *Lower Canada*, was read for the third time.

The Honourable Mr. *Moffatt* moved, seconded by Mr. *Macdonald* of *Cornwall*, that the following Engrossed Proviso be added to the twenty seventh clause of the said Bill, by way of Ryder, and do make part thereof:—

"Provided always, that whenever the majority of "the children attending any School now in oper- "ation, and the School House shall belong to or be "occupied by such dissentients, the said School "House shall continue to be occupied by them so "long as the number of children taught in such "School shall amount to the number required by "this Act to form a School District; and the entire "amount of monies raised by assessment on such dis- "sentients shall be paid to the Trustees of such "School, together with a due proportion of the "Building Fund."

The question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Berthelot*, *Boutillier*, *Chalmers*, *Christie*, *DeBleury*, *Duggan*, *Ermatinger*, *Foster*, *Gowan*, *Jessup*, *Lantier*, *Macdonald* of Cornwall, *Macdonell* of Stormont, *M'Connell*, *Moffatt*, *Petrie*, *Robinson*, *Seymour*, *Smith* of Frontenac, *Smith* of Wentworth, *Stewart* of Bytown, *Watts*, and *Williams*.—(23.)

NAYS.

Messieurs *Armstrong*, *Baldwin*, *Cayley*, *Chauveau*, *Daly*, *DeWitt*, *Dickson*, *Drummond*, *Guillet*, *Lacoste*, *LaFontaine*, *Laterrière*, *Laurin*, *Leslie*, *Méthot*, *Morin*, *Papineau*, *Rousseau*, *Scott*, Attorney General *Smith*, Solicitor General *Taschereau* and *Viger*.—(22.)

So it was carried in the affirmative.

The said Proviso being then thrice read, and the question being put thereon, it was agreed to by the House.

Resolved, That the Bill do pass.

Ordered, That the Honourable Mr. *Papineau* do carry the said Bill to the Legislative Council, and desire their concurrence.

"*Banque des Marchands*" Bill.

An Engrossed Bill to incorporate "*La Banque des Marchands*" was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Leslie* do carry the said Bill to the Legislative Council, and desire their concurrence.

Montreal Roads Bill.

An Engrossed Bill to amend and extend the provisions of the Laws relative to Turnpike Roads, in the neighbourhood of *Montreal*, was read for the third time.

Resolved, That the Bill do pass, and the Title be, "An Act to amend and extend the Laws relative to the Turnpike Roads in the neighbourhood of *Montreal*."

Ordered, That Mr. *Jobin* do carry the said Bill to the Legislative Council, and desire their concurrence.

Quebec Trinity House Bill.

An Engrossed Bill to authorize the *Quebec* Trinity House to license as Pilots, a certain class of persons therein mentioned, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Cauchon* do carry the said Bill to the Legislative Council, and desire their concurrence.

Montreal Ballot Bill.

An Engrossed Bill to amend an Act therein mentioned, and to establish the vote by Ballot, in the Election of Councillors and Assessors, of and for the City of *Montreal*, was read for the third time.

Resolved, That the Bill do pass, and the Title be, "An Act to amend an Act therein mentioned, "and to make better provision for the Election "of Councillors and Assessors, of and for the "City of *Montreal*."

Ordered, That Mr. *Leslie* do carry the said Bill to the Legislative Council, and desire their concurrence.

Petitions read.

Pursuant to the Order of the Day, the following Petitions were read:—

Of *James Blackburn* and others, Creditors of the late Municipal Council, of the District of *Sydenham*; praying that measures may be taken to secure to them their just claims against the said Council.

Of the Reverend *M. Townsend* and others, of the County of *Rouville*; of the Reverend *Thomas Johnson* and others, inhabitants of *Abbotsford* and its vicinity; and of the Reverend *William Jones* and others, of *Bedford*; praying that a clause may be introduced into all Bills granting Railway Privileges, to prohibit travelling on Sundays, except in cases of great emergency and under certain restrictions.

Of *William New* and others, residing in the neighbourhood of the Town of *Hamilton*; praying against the extension of the limits of the said Town.

Of the Reverend *J. Winterbotham* and others, Members of the Baptist Church and Congregation Meeting in the Town of *Brantford*; praying that no division be made of the Clergy Reserve Lands, but that measures may be adopted to cause the proceeds of the said Lands to be appropriated to the purposes of general education.

Of the Reverend *J. Winterbotham* and others, Members of the Baptist Church and Congregation Meeting in the Town of *Brantford*; praying that the endowment of *King's* College may be preserved entire; and that each religious Sect may be left to provide a Theological Education for its Ministers, without public aid.

Of the Reverend *Matthew Kerr* and others, Members of the United Church of *England* and *Ireland*, in the Townships of *March* and *Huntley*, in the Diocese of *Toronto*; praying that measures may be adopted for vesting in the Church Society of the Diocese of *Toronto*, for the benefit of the said Church, such a portion of the Clergy Reserve Lands, as shall correspond with their share of the income arising from the same.

Of *Joseph Bouchette*, Esquire, and others, employed in the Civil Service of the Provincial Government; praying for an allowance in consideration of the removals of the Seat of Government.

Of the Reverend *Charles Fletcher* and others, of the village of *Chippawa* and neighbourhood, in the District of *Niagara*; praying that no partition be made of the endowment of the University of King's College, but that the said University may be established upon a firm and liberal basis.

Of Messieurs *Gilmour* and Company and others, Merchants, and other citizens of the City of *Montreal*; praying for a repeal of the Bankrupt Law.

On motion of the Honourable Mr. *Moffatt*, seconded by the Honourable Mr. *Robinson*,

Ordered, That the Petition of Messieurs *Hamilton* and *Low*, setting forth that they are largely interested in the *Montreal* Turnpike Trust, and praying that no Bill be passed by which their security may in any respect be lessened, unless provision be made for the payment of the monies loaned by the said Trust, be now read, and that the Rule of this House of the twenty-eighth of June, 1841, be suspended as to the present Petition. Petitions read.

The said Petition was read accordingly.

On motion of the Honourable Mr. *Moffatt*, seconded by the Honourable Mr. *Robinson*,

Ordered, That the Petition of *John Dods*, President of the *St. Michel* Road Company, setting forth their apprehensions that a certain portion of the Road, at present under the management of the said Company, may be placed under the control of the *Montreal* Corporation, in virtue of the Bill now before the House, to amend the Municipal Law of *Lower Canada*, and praying relief, be now read, and that the Rule of this House of the twenty-eighth of June, 1841, be suspended as to the present Petition.

The said Petition was read accordingly.

Ordered, That the Petition of *Joseph Bouchette*, Esquire, and others, employed in the Civil Service of the Provincial Government, be referred to the Standing Committee on Contingencies. Petition of J. Bouchette, et al. referred.

Mr. *Christie*, from the Select Committee appointed to enquire into and report upon the expenses usually incurred in effecting Commutations of Tenure of Land held *en Fief*, or *à titre de cens* of the Crown in *Lower Canada*, into that of Free and Common Soccage, under the Imperial Act 3rd *Geo.* 4th, chap. 119, and their legality, and whether such expenses have contributed to prevent Commutations, or have proved an obstacle thereto, and to report upon the expedience of making provision by Law for modifying those expenses or charges, with a view to facilitate the operation of the said Act, and to render Commutations under it less expensive, presented to the House the Report of the said Committee, which was again read at the Clerk's table. Commutations of Tenure of Land.

(*For the said Report, see Appendix R. R.*)

Ordered, That the said Report be printed for the use of the Members of this House. Printed.

Ordered, That Mr. *Christie* have leave to bring in a Bill to facilitate Commutation of the Tenure of Land held *à titre de cens*, or *en roture* of the Crown in *Lower Canada*, into that of Free and Common Soccage. Commutation of Tenure of Land Bill.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Tuesday the sixteenth of June next.

Mr. *Christie*, from the Select Committee to which was referred the Bill relating to the *Magdalen* Islands, in the Gulf of *St. Lawrence*, and to enable the inhabitants, householders thereof, to establish a Municipal Council in the said Islands; and the Bill relating to certain Municipalities in *Gaspé* not regularly established according to Law, and to remedy the defect, and for other purposes; reported that the Committee had gone through the latter of the said Bills, without making any amendment thereto, and the Report was again read at the Clerk's table. Gaspé Municipalities Bill.

Ordered, That Mr. *Price* be added to the Select Committee, to which was referred the Petition of *William Hillis* and others, of the District of *London*, and another reference. Member added to a Committee.

Quebec and Halifax Railroad.

On motion of the Honourable Mr. Attorney General *Smith*, seconded by the Honourable Mr. *DeBleury*,

Resolved, That this House is fully sensible of the value and importance in a political point of view, of improving the Inland Route between *Quebec* and *Halifax*, by the construction of a Railroad, thereby shortening the time within which communications can take place between this Province and the Mother Country, and facilitating the defence of the British Possessions on this Continent, in the event of a War.

Resolved, That in the opinion of this House, a Survey and Estimate should be made for the purpose of ascertaining the best Route for, and the cost of constructing such a Railroad from *Quebec* to the South-eastern Boundary of this Province, to unite with a Railroad to be constructed onwards to *Halifax*, and that a Report should also be obtained of the nature of the country through which the first mentioned Railroad will pass—the Population, Resources, Trade, and other statistical information as will enable this House to judge of the Commercial value and importance of the projected improvement, and to decide on the extent to which it may be for the interest of this Province to co-operate with the Imperial Government and the Sister Colonies, in encouraging and assisting the completion of this undertaking.

Resolved, That an humble Address be presented to His Excellency the Governor General, praying that His Excellency will be pleased to take the necessary measures to procure such Survey, Estimate, Report, and information, assuring His Excellency that this House will make good the expense attending the same.

Resolved, That a Select Committee composed of the Honourable Mr. Attorney General *Smith*, the Honourable Mr. *Morin*, and the Honourable Mr. *DeBleury*, be appointed to draw up and Report the Draught of an Address to His Excellency the Governor General, in conformity with the foregoing Resolutions.

On motion of Mr. *Laurin*, seconded by the Honourable Mr. *Morin*,

Winter Roads Bill.

Ordered, That the amendment made by the Legislative Council to the Bill, intituled, "An "Act to repeal two certain Ordinances therein "mentioned, relating to Winter Roads in that "part of the Province heretofore *Lower Canada*, "in so far as regards the District of *Quebec*, the "District of *Gaspé*, and that part of the District of *Three Rivers*, which is or was in the "Municipal District of *Portneuf*," be now taken into consideration.

The House proceeded accordingly to take the said amendment into consideration,

And the said amendment was read, and is as followeth:—

Press 1, Line 29.—Leave out "repealed" and insert "Suspended until the "first day of May, which will "be in the year one thousand "eight hundred and forty "seven, and from thence until "the end of the then next "Session of the Provincial "Parliament, and no longer."

And the said amendment being again read, it was agreed to by the House.

Ordered, That Mr. *Laurin* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendment.

On motion of Mr. *Colvile*, seconded by Mr. *Stewart* of *Bytown*,

Presbyterian Synod Relief Bill.

Ordered, That the amendments made by the Legislative Council to the Bill, intituled, "An Act "to enable the Ministers of the Associate Presbyterian Synod of *North America* to keep "Registers of Baptisms, Marriages and Burials, "performed by them, and for other purposes," be now taken into consideration.

The House proceeded accordingly to take the said amendments into consideration.

And the said amendments were read, and are as followeth:—

Press 1 Line 33.—After "Minister" insert "authorized by law to keep such "Register."

" " " " —After "in" insert "that part "of."

" " " " —After "Province" insert "called *Lower Canada*."

" 2 " 6.—After "shall" insert "be a "subject of Her Majesty and "shall."

" 3 " 4.—After "in" insert "that part "of."

" " " " —After "Province" insert "called *Lower Canada*."

" " " 26.—After "be" insert "recover-"able."

And the said amendments being again read, they were agreed to by the House.

Ordered, That Mr. *Colvile* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendments.

Instruction to a Committee.

The Honourable Mr. *Baldwin* moved, seconded by Mr. *Price*, That it be an Instruction to the Committee of the whole House on the Bill to amend the Law constituting the Board of Works, so to amend the Schedule B. 4. of the said Bill, as to protect those from having to pay double Tolls, who having paid for one use of the Road may, from living at a distance, or from other causes, be unable to make their return trip within twenty-four hours of their first passing; such proceeding not to affect the present Lessees of Tolls during the continuance of their present Leases respectively.

The Honourable Mr. *Moffatt* moved in amendment to the said motion, seconded by the Honourable Mr. Solicitor General *Sherwood*, That the following words be added thereto, "or to provide a reasonable Toll "going and returning."

The question having been put upon the said motion of amendment, it was agreed to unanimously.

The question being then put on the main motion, as amended, it was also agreed to by the House, and *Ordered*, Accordingly.

Message from Legislative Council.

A Message from the Legislative Council by *John Fennings Taylor*, Esquire, one of the Masters in Chancery.

MR. SPEAKER,

The Legislative Council have passed the following Bills with amendments, to which they desire the concurrence of the Assembly.

Cobourg Railroad Bill.

"An Act to revive and amend the Act of *Upper* "*Canada*, incorporating the *Cobourg* Railroad Com-"pany, and for other purposes therein mentioned."

Bytown Incorporation Bill.

"An Act to define the limits of *Bytown*, and to "establish a Town Council therein."

And then he withdrew.

Member excused for not attending Elec-

According to Order, *Louis Lacoste*, Esquire, Member for the County of *Chambly*, who was absent on the twenty-first and twenty-third instant, from the

tion Committee.

Select Committee appointed to try the merits of the Petition of the Honourable *Francis Hincks*, of the City of *Montreal*, complaining of the undue Election and Return of *Robert Riddell*, Esquire, Sitting Member for the County of *Oxford*, attended in his place in this House.

Mr. *Lacoste* rose in his place, and having given satisfactory reasons for not being present at the Meetings of the said Select Committee, and having verified the same upon oath,

On motion of Mr. *Chauveau*, seconded by the Honourable Mr. *Baldwin*,

Resolved, That Mr. *Lacoste* having given satisfactory reasons for not being present on the twenty-first and twenty-third instant, at the Meetings of the Select Committee for the trial of the Contested Election for the County of *Oxford*, and having verified the same upon oath, he be now excused for such non-attendance.

Cornwall Incorporation Bill.

On motion of Mr. *Macdonald* of *Cornwall*, seconded by Mr. *Macdonell* of *Dundas*,

Ordered, That the amendments made by the Legislative Council to the Bill, intituled, "An Act "to amend the Act of Incorporation of the Town "of *Cornwall*, and to establish a Town Council "therein, in lieu of a Board of Police," be now taken into consideration.

The House proceeded accordingly to take the said amendments into consideration,

And the said amendments were read, and are as followeth:—

Press 5, Line 24.—Leave out "public."
" " " 25.—After "sewers" insert "(such "wharves, docks, or quays "being the exclusive property "of the said Corporation.)"
" 6 " 9.—Leave out from "stills," to "sale" in line 10, both inclusive.
" " " 23.—After "shops" insert "work-"shops, distilleries, manufac-"tories."

And the said amendments being again read, they were agreed to by the House.

Ordered, That Mr. *Macdonald* of *Cornwall*, do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendments.

Sheriffs' Poundage Bill.

Mr. *Boulton*, from the Committee of the whole House, on the Bill to regulate the poundage to be received by Sheriffs on Executions, and for other purposes therein mentioned, reported according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill as amended be Engrossed.

Board of Works Bill.

The Order of the Day for the House in Committee on the Bill to amend the Law constituting the Board of Works, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Cauchon* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Cauchon* reported that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, That the said Committee have leave to sit again to-morrow.

Adjournment.

On motion of the Honourable Mr. *Robinson*, seconded by Mr. *Duggan*,

Ordered, That when this House doth adjourn, it will adjourn until to-morrow at Eleven o'clock A. M.

Militia Bill.

The Order of the Day for the House in Committee, on the Bill for the better regulation of the Militia of this Province, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Leslie* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Leslie* reported that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, That the said Committee have leave to sit again to-morrow.

Orders Postponed.

Ordered, That the remaining Orders of the Day be postponed until to-morrow.

Then, on motion of the Honourable Mr. *Viger*, seconded by the Honourable Mr. *Daly*.

The House adjourned until to-morrow at Eleven o'clock, A. M.

Mercurii, 27° die Maii.

ANNO NONO VICTORIÆ REGINÆ 1846.

11, *â Hora, A. M.*

Petition of H. Adams and A. S. Pope referred.

RESOLVED, That the Petition of *Hiram Adams* and *Abel S. Pope*, of the Township of *Edwardsburgh*, in the District of *Johnstown*, be referred to a Select Committee, composed of Mr. *Jessup*, Mr. *Sherwood* of *Brockville*, Mr. *Seymour*, Mr. *Foster*, and Mr. *Cummings*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Montreal Roads.

Mr. *Jobin*, from the Select Committee to which was referred the Petition of *E. Guy*, Esquire, and others, residing on the Lower *Lachine* Road, and other references, with an Instruction to the said Committee, and with power to report from time to time; presented to the House the Second Report of the said Committee, which was again read at the Clerk's table.

(*For the said Report, see Appendix S. S.*)

New Brunswick Boundary.

On motion of Mr. *Christie*, seconded by Mr. *Chauveau*,

Resolved, That an humble Address be presented to the Queen's Most Excellent Majesty, conveying to Her Majesty a renewed expression of our loyalty and attachment to Her Majesty's Person and Government, and at the same time our unfeigned concern at the misunderstanding that has arisen between the Government of this Province and that of Her Majesty's Province of *New Brunswick*, respecting the Boundary Line between the two Provinces, and Tract of Country known as the *Madawaska* Territory, appertaining to this Province, to which a claim has been set up by the Government of *New Brunswick*, and an appeal made to Her Majesty by the two Houses of the Legislature thereof at its last Session.

Resolved, That it be in such Address, also dutifully represented to Her Majesty, that Her faithful Subjects, the Commons of *Canada*, waiving the claim that might fairly be set up by the Government thereof to certain Territory, South of and adjacent to the *Ristigouche* emptying into the Bay of *Chaleurs*, over which, as part of *New Brunswick*, the Legislature and Laws thereof have heretofore exercised jurisdiction without interference on the part of Her Majesty's *Canadian* Government, nevertheless humbly claim,

New Brunswick Boundary.

as appertaining to this Province, the whole Tract of Country or Territory adjacent to and North of the *Ristigouche*, (forming part of the County of *Bonaventure*,) from the head or western extremity of the Bay of *Chaleurs* upwards, to where the line prolonged due North from the source of the *Ste. Croix*, intersects that River, together with the entire Tract or Country adjacent to and westward of the said line of intersection, including the aforesaid *Madawaska* Territory, bounded on the South by that part of the Northern Frontier of the *United States*, situate between the said line of intersection, and the point where the line of the said Northern Frontier, as settled by the late Treaty of *Washington*, touches the forty-fifth parallel of North latitude, over all which the Government and Legislature of *Lower Canada* heretofore have exercised Jurisdiction and Authority, and in the possession whereof, as part of this Province, Her Majesty's faithful subjects, the Commons thereof, pray Her Majesty will graciously be pleased to maintain Her *Canadian* Government, in justice to Her Majesty's Subjects in *Canada*, —and that Her Majesty, in adjusting the matter, will also be pleased to secure to Her Majesty's Subjects in this Province, and others conveying to sea the Products thereof by the River *St. John*, the free navigation of the same, without being subjected or liable to any impost or duties therefor, by or on the part of the Government and Legislature of *New Brunswick*.

Resolved, That a Select Committee, composed of Mr. *Christie*, Mr. *Gowan*, and Mr. *Chauveau*, be appointed to draw up and report the Draught of an humble Address to Her Majesty, in conformity with the foregoing Resolutions.

On motion of Mr. *Gowan*, seconded by the Honourable Mr. *Robinson*,

Address to Her Majesty, Post-Office Department.

Resolved, That an humble Address be presented to the Queen's Most Excellent Majesty, upon the subject of the Post Office Department in this Province, as follows:

To the Queen's Most Excellent Majesty.

MAY IT PLEASE YOUR MAJESTY:

We, Your Majesty's faithful and loyal Subjects, the Legislative Assembly of the Province of *Canada*, in Provincial Parliament assembled, humbly beg leave to approach Your Majesty, and to renew the expression of our sincere devotion to Your Royal Person and Government.

We feel duly sensible of the attention which Your Majesty, and Your Illustrious Predecessors, have ever bestowed upon all complaints emanating from the Representatives of Your faithful Subjects in these Colonies, and we are therefore the more emboldened, in approaching Your Royal Throne, and in soliciting Your Gracious consideration to a subject, which has for many years been one of deep anxiety and regret to all classes of Your Majesty's *Canadian* People; we allude to the management of the Post Office Department in the Provinces of British North *America*.

We should be truly sorry to urge upon Your Majesty's consideration, any measure which we believed could tend to weaken or disarrange the ties which bind the People we have the honour to represent, in dutiful allegiance to the Parent State, but we humbly conceive that the continuance of Officers in the direction of so important a Department of the Public Service as the Post Office, and one so nearly connected with all pursuits and avocations in the Colony, who are wholly irresponsible to Your Majesty's Representative in British North *America*, as well as to Colonial Public Opinion, cannot fail to lead to numerous abuses unknown to the Chief of the Department in *London*, to create discontent in *Canada*, and to place Your Majesty's Subjects here in a position of inferiority to their fellow Subjects in *Britain*, and to the Citizens of the neighbouring States, whose Republican Institutions they have no desire to imitate, but whose management of their Post Office affairs, leaves Your Majesty's Subjects here much to envy.

Address to Her Majesty, Post-Office Department.

We humbly implore Your Majesty, that the Post Master General, and officers appointed to conduct the affairs of the Department in this Colony, may be appointed by, and be made subject to Your Majesty's Representative in this Colony, receiving from time to time such instructions as the Chief of the Department in *London* may think fit to communicate for their guidance. And until the necessary arrangements may be made by Your Majesty's Government, to carry out this, our respectful but earnest application, we further desire that the future Salary to be paid to Mr. *Stayner*, the present Incumbent, may not exceed the sum of £1,000 Provincial Currency, per annum, an amount which we believe to be adequate compensation for the duties performed, and fully as high as public opinion will sanction.

Your Majesty has been already graciously pleased to grant to Your Representative in this Colony, the privilege of nominating officers to some of the inferior situations in the Department, amongst which was the appointment of Post Masters, but even this concession (which was received very graciously,) has been practically denied, by the power being still withheld of appointing the place, at which subordinate Post Offices should be held—a power which is now exercised by a class of officers called Surveyors, in a manner often detrimental to the Public interest, and at all times without reference to Public responsibility.

The regulations in reference to Colonial Literature generally, and especially regarding Newspapers, are not such as the liberal spirit of the age sanctions, and are highly dissatisfactory to Your Majesty's Colonial Subjects.

Upon this subject Your Majesty's faithful Subjects would further represent, that by the regulations formerly in force, Post Masters were permitted to send notice, free of postage, to the proprietors of the Newspaper Press, signifying to them the "refusal" to receive the papers on the part of the individuals to whom they were addressed, or that the papers "were not called for," or otherwise as the cases might respectively be, while at present this privilege has been taken away, and newspapers may continue to be addressed for years to parties by whom they have been refused, and who declined to pay for them in consequence of such refusal; thus subjecting the Newspaper Proprietors not only to the greatest ignorance and uncertainty, but to positive loss of property and manifest injustice. Wherefore it would be the anxious desire of Your Majesty's Canadian Subjects, that Post Masters should be permitted to return to the newspaper office, (free of postage,) all papers not taken out of the office by the party to whom they may be addressed, with the cause of their not being so taken out written thereon. And also that the former practice of permitting "exchange" newspapers to pass through the Post Office to the Newspaper Offices to which they may be respectively addressed, free of postage, should be again put in force.

The postage on letters and packages is enormously high; it is not in accordance with public opinion, and is such as to leave Your faithful People in these Dependencies of Your Empire, far behind their fellow subjects in the British Isles, and inferior to the Citizens inhabiting the neighbouring Republic.

The small amount paid to local Post Masters in the several Rural Districts of the Province, for the

Address to Her Majesty, Post Office Department.

duties they are required to perform, but ill assorts with the enormously disproportioned sums paid to the Colonial Head of the Department, and to those other Officers immediately connected with him, and which large salaries and allowances could, as Your faithful Subjects conceive, be more equitably apportioned, in granting fair and reasonable compensation to the officers engaged in the outer branches of the Establishment, and in extending the Postal arrangements of the country.

Ordered, That the said Resolution be referred to the Select Committee appointed to enquire into the Post Office Department; and other references.

Oxford Election.

Mr. *Chauveau*, Chairman of the Select Committee appointed to try the merits of the Petition of the Honourable *Francis Hincks*, of the City of *Montreal*, complaining of the undue Election and Return of *Robert Riddell*, Esquire, Sitting Member for the County of *Oxford*, presented to the House the Final Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

1. *Resolved*, That *Robert Riddell*, Esquire, Sitting Member for the County of *Oxford*, is duly elected for the said County during the present Parliament.
2. *Resolved*, That the Petition of *Francis Hincks*, Esquire, against the Return of the said *Robert Riddell*, Esquire, is not frivolous or vexatious.
3. *Resolved*, That the defence of the Sitting Member is not frivolous or vexatious.

Parishes, Churches, &c. Erection Ordinance Bill.

Ordered, That Mr. *Drummond* have leave to bring in a Bill to explain and amend an Act, intituled, "An Ordinance concerning the erection of Pa- "rishes, Churches, Parsonage Houses, and "Churchyards."

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Friday next.

New Brunswick Boundary.

Mr. *Christie*, from the Select Committee appointed to prepare and report the draught of an humble Address to the Queen's Most Excellent Majesty, on the subject of the Boundary Line between this Province and the Province of *New Brunswick*, presented to the House the Address prepared by the said Committee, which Address was again read at the Clerk's table, and agreed to by the House, and is as followeth:

Address to Her Majesty.

To the Queen's Most Excellent Majesty.

MOST GRACIOUS SOVEREIGN,

We, Your Majesty's most dutiful and loyal subjects, the Legislative Assembly of the Province of *Canada*, in Provincial Parliament assembled, beg leave humbly to approach Your Majesty with the renewed expression of our loyalty and attachment to Your Majesty's Person and Government, and at the same time, our unfeigned concern at the misunderstanding that has arisen between the Government of this Province, and that of Your Majesty's Province of *New Brunswick*, respecting the Boundary Line between the two Provinces, and Tract of Country including that known as the *Madawaska* Territory, appertaining to this Province, to which a claim has been set up by the Government of *New Brunswick*, and an appeal made to Your Majesty by the two Houses of the Legislature thereof, at its last Session, respecting the same.

We also beg leave to represent to Your Majesty, that Your Majesty's faithful subjects, the Legislative Assembly of *Canada*, waiving the claim that might fairly be set up by the Government of *Canada* to certain Territory south of and adjacent to the *Ristigouche*, emptying into the Bay *Chaleurs*, over which, as part of *New Brunswick*, the Legislature and Laws thereof have heretofore exercised jurisdiction without interference on the part of Your Majesty's Canadian Government, nevertheless humbly claim, as appertaining to this Province, the whole Tract of Country or Territory adjacent to and north of the *Ristigouche*, (forming part of the County of *Bonaventure*,) from the head or western extremity of the Bay *Chaleurs* upwards, to where the line prolonged due north from the source of the *Ste. Croix*, intersects that River, together with the entire Tract or Country adjacent to and westward of the said line of intersection, including the aforesaid *Madawaska* Territory, bounded on the south by that part of the northern frontier of the *United States*, situate between the said line of intersection, and the point where the line of the said Northern Frontier, as settled by the late Treaty of *Washington*, touches the forty-fifth parallel of north latitude, over all which the Government and Legislature of *Lower Canada* formerly exercised jurisdiction and authority, and in the possession whereof, as part of this Province, Your Majesty's faithful subjects, the Legislative Assembly thereof, pray Your Majesty will graciously be pleased to maintain Your Canadian Government, in justice to Your Majesty's subjects in *Canada*,—and that Your Majesty in adjusting the matter will also be pleased to secure to Your Majesty's dutiful subjects in this Province, and others conveying to sea the products thereof by the River *St. John*, the free navigation of the same, without being subjected or liable to any impost or duties therefor by or on the part of the Government and Legislature of *New Brunswick*.

Address to Her Majesty.

Ordered, That the said Address be Engrossed.

Message from Legislative Council.

A Message from the Legislative Council, by *John Fennings Taylor*, Esquire, one of the Masters in Chancery:—

LEGISLATIVE COUNCIL,
Wednesday, 27th May, 1846.

Gaspé Marriages, &c., Bill.

Ordered, That one of the Masters in Chancery do go down to the Legislative Assembly to request that they will communicate to this House the Documents, Evidence, and Proofs, upon which is founded the Bill intituled, "An Act to revive "for a limited time an Act therein mentioned, "relating to the proving and recording of cer- "tain Marriages solemnized in the late Inferior "District of *Gaspé*, anterior to the year one "thousand eight hundred and twenty-one, in- "cluding also Baptisms and Burials."

And then he withdrew.

The Master in Chancery was then called in, and informed by Mr. Speaker, that this House will send an answer by Message.

Supply.

The Order of the Day for the House in Committee on the Supply granted to Her Majesty, being read;

The House accordingly resolved itself into the said Committee.

Mr. *DeWitt* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *DeWitt* reported, that the Committee had come to a Resolution, which he was directed to submit to the House, whenever it shall be pleased to receive the same; and also that he was directed by the Committee to move for leave to sit again.

Ordered, That the Report be received to-morrow.

Ordered, That the said Committee have leave to sit again to-morrow.

Militia Bill.

The Order of the Day for the House in Committee on the Bill for the better regulation of the Militia of this Province, being read;

The House accordingly resolved itself into the said Committee.

Militia Bill.

The Honourable Mr. *Moffatt* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And the Honourable Mr. *Moffatt* reported, that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Adjournment.

On motion of the Honourable Mr. *Robinson,* seconded by Mr. *Smith* of *Frontenac,*

Ordered, That when this House doth adjourn, it will adjourn until to-morrow at Eleven o'clock A. M.

Montreal and Kingston Railroad Bill.

The Order of the Day for the House in Committee on the Bill to incorporate "the *Montreal* and *Kingston* Railroad Company," being read;

The House accordingly resolved itself into the said Committee.

Mr. *Dickson* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Dickson* reported, that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Montreal and Lachine Railroad Bill.

The Order of the Day for the House in Committee on the Bill to incorporate "the *Montreal* and *Lachine* Railroad Company," being read;

The House accordingly resolved itself into the said Committee.

Mr. *Macdonald* of *Glengary,* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Macdonald* of *Glengary* reported, that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House, whenever it shall be pleased to receive the same

Ordered, That the Report be received to-morrow.

Hamilton Incorporation Bill.

The Order of the Day for the House in Committee on the Bill to alter and amend the Act incorporating the Town of *Hamilton,* and to erect the same into a City, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Hall* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Hall* reported, that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Orders Postponed.

Ordered, That the remaining Orders of the Day be postponed until to-morrow.

Then, on motion of Mr. *Laurin,* seconded by Mr. *Hale,*

The House adjourned until to-morrow at Eleven o'clock, A. M.

Jovis, 28° die Maii.

ANNO NONO VICTORIÆ REGINÆ, 1846.

11, *â Horâ, A. M.*

Petitions laid on the table.

THE following Petitions were severally brought up and laid on the table.

By the Honourable Mr. *Robinson,*—The Petition of *James Wickens,* Esquire, President of the *Simcoe* Agricultural Society.

By Mr. *Cummings,*—The Petition of the Municipal Council of the District of *Niagara,* (relating to the County Town)—and the Petition of the Municipal Council of the District of *Niagara,*) relating to the place of holding their Sittings.)

By the Honourable Mr. *Daly,*—The Petition of the Reverend *Daniel Henry* and others, the Independent Church and Congregation of *Inverness, Megantic.*

By the Honourable Mr. *Baldwin,*—The Petition of *William R. Beaumont,* F. R. C. S. *Eng.,* and others, Medical Practitioners in *Upper Canada.*

Sheriffs' Poundage Bill.

An Engrossed Bill to regulate the poundage to be received by Sheriffs on Executions, and for other purposes therein mentioned, was read for the third time.

Resolved, That the Bill do pass,

Ordered, That Mr. *Sherwood* of *Brockville* do carry the said Bill to the Legislative Council, and desire their concurrence.

Petitions read.

Pursuant to the Order of the Day, the following Petitions were read.

Of *Lachlin Stewart* and others, of the Eastern and *Ottawa* Districts, praying for aid to improve the Road from *Cornwall* to *L'Orignal,* passing by the *Caledonia* Springs.

Of Mrs. *Elizabeth M'Givern,* of the Town of *Bytown,* complaining that the Principal Officers of Her Majesty's Ordnance in the said Town, have refused to admit her title to a certain Lot in the said Town, and praying relief.

Of *Jared Vining,* Esquire, on behalf of the Municipal Council of the District of *Brock,* praying that the Clergy Reserve Lands may be sold in accordance with the Imperial Act.

Of *Elliot Grieve,* Senior, and others, of the Township of *Westminster,* praying that no partition be made of the Endowment of the University of King's College, but that it may be secured from mismanagement, and established upon a broad and permanent basis.

Of *John Short, Henry Long* and others, Members of the United Church of *England* and *Ireland,* in the Township of *London,* in the Diocese of *Toronto;* praying that measures may be adopted for vesting in the Church Society of the Diocese of *Toronto,* for the benefit of the said Church, such a portion of the Clergy Reserve Lands as shall correspond with their share of the income arising from the same.

Of the Municipal Council of the District of *Simcoe;* complaining that a grant made for the improvement of certain Roads in the said District has not been expended thereon; and of the mismanagement of the said grant, and praying relief.

Of *James Kerby,* Lessee of the Crown Ferry at *Fort Erie* Rapids, *Niagara* District, praying for certain amendments to the Bill relating to Ferries in *Upper Canada.*

Gaspé Marriages, &c. Bill.

On motion of Mr. *Christie,* seconded by Mr. *Leslie,*

Resolved, That the Documents, Evidence, and Proofs, upon which is founded the Bill, intituled, "An Act to revive for a limited time An Act "therein mentioned, relating to the Proving and "Recording of certain Marriages solemnized in

Gaspé Marriages, &c. Bill.

"the late Inferior District of *Gaspé*, anterior to "the year one thousand eight hundred and "twenty-one, including also Baptisms and Bu- "rials," be communicated by Message to the Honourable the Legislative Council.

Ordered, That Mr. *Christie* do carry the said Message to the Legislative Council.

New Brunswick Boundary.

On motion of Mr. *Christie*, seconded by Mr. *Taché*,

Resolved, That the Engrossed Address to Her Majesty on the subject of the Boundary Line between this Province and the Province of *New Brunswick*, be communicated, by Message, to the Honourable the Legislative Council, requesting the concurrence of their Honours thereto.

Ordered, That Mr. *Christie* do carry the said Message to the Legislative Council.

Address, Railway Communications.

On motion of the Honourable Mr. *Robinson*, seconded by Mr. *Duggan*,

Resolved, That an humble Address be presented to His Excellency, the Governor General, informing His Excellency that this House has adopted an Address to Her Majesty, on the subject of the Despatch of Her Majesty's Secretary of State for the Colonies, on the Railway communications in this Province, and requesting that His Excellency will be pleased to transmit the same to the Right Honourable the Secretary of State for the Colonies, to be laid at the foot of the Throne.

Ordered, That the said Address be Engrossed.

Ordered, That the said Address be presented to His Excellency, the Governor General, together with the Address to Her Majesty therein referred to, by such Members of this House as are of the Honourable the Executive Council of this Province.

Address, Treasurer's Eastern District.

On motion of Mr. *Macdonell* of *Stormont*, seconded by Mr. *Chauveau*,

Resolved, That an humble Address be presented to His Excellency, the Governor General, praying that His Excellency will cause to be laid before this House, Copies of all Representations from the Municipal or District Council of the Eastern District of *Canada West* to the Executive Government, complaining of the public conduct of the Treasurer of the said District;—and Copy of the Correspondence of the Treasurer of the said District in reply to the said representations;—as also Copy of the Reports of the Executive Government on the subject thereof.

Ordered, That the said Address be presented to His Excellency, the Governor General, by such Members of this House as are of the Honourable the Executive Council of this Province.

Address, L. E. Pacaud, Esq.

On motion of Mr. *Drummond*, seconded by Mr. *Lantier*,

Resolved, That an humble Address be presented to His Excellency, the Governor General, praying that he will be pleased to cause to be laid before this House all Correspondence which has taken place between His Excellency, His Excellency's Predecessor Lord *Metcalfe*, and the Members of the Provincial Administration, on one hand, and *Louis Edouard Pacaud*, Esquire, Commissioner of Bankrupts for the District of *Three Rivers*, on the other, relative to Mr. *Pacaud's* claim for remuneration and salary, for the services by him performed and to be performed under the 7th *Vict.* chaps. 16 and 18.

Ordered, That the said Address be presented to His Excellency, the Governor General, by such Members of this House, as are of the Honourable the Executive Council of this Province.

Cobourg Railroad Bill.

On motion of the Honourable Mr. *Robinson*, seconded by Mr. *Duggan*,

Ordered, That the amendments made by the Legislative Council to the Bill, intituled, "An Act "to revive and amend the Act of *Upper Canada*, "incorporating the *Cobourg* Railroad Company, "and for other purposes therein mentioned," be now taken into consideration.

The House proceeded accordingly to take the said amendments into consideration.

And the said amendments were read, and are as followeth:—

Press 4 Line 15.—After "now" insert "or may "be hereafter."

" 5 " 29.—After "provided" insert Clause A, as follows:—

CLAUSE A.

"And be it enacted, that if "after eight days notice in "writing, given to the party "so disagreeing as to the "value aforesaid, such par- "ty shall not nominate or "appoint an arbitrator or ar- "bitrators as aforesaid on his "part, or if the land required "by the said Company be "the property of a Minor "or Lunatic, or person ab- "sent from this Province, "then and in any such case, "the Judge of the District "Court of the said District "of *Newcastle*, shall and may "nominate and appoint one "or more abitrator or arbitra- "tors on their behalf, with the "same powers and authority "as if appointed by the party "or parties so refusing or ne- "glecting to appoint an ar- "bitrator or arbitrators in "his or their behalf, or so "being a Minor or Lunatic, "or absent from this Pro- "vince, including the power "to meet and ballot for the "additional arbitrator or um- "pire."

" 6 " 4.—Leave out from "the" to "to," both inclusive, in the fifth line.

" 8 " 37.—Leave out from "all" to "toll," both inclusive, and insert "Her Majesty's Mail, and "persons, animals, and car- "riages employed in the con- "veyance thereof, Her Ma- "jesty's Officers and Soldiers "being in proper Staff or "Regimental, or Military "Uniform dress or undress, "and their Horses, (but not "when passing in a hired or "private vehicle,) and all car- "riages and horses belonging "to Her Majesty, or employ- "ed in Her service, when con- "veying persons in such ser- "vice or returning therefrom, "and all recruits marching "by route, and all persons, "animals and carriages at- "tending Funerals on any day "in the week, or going to or "returning from Divine Ser- "vice on the Lord's Day, shall

Cobourg Rail-road Bill.

" pass Toll free through any " Turnpike and Toll-Gate to " be erected under the autho- " rity of this Act."

Press 9, Line 17.—Leave out "June" and insert "July."

" 10, " 30.—Leave out "June" and insert "July."

" " " 35.—Leave out "June" and insert "July."

" 12, " 24.—After "Trial" insert the following Clauses, B. C. and D.

CLAUSE B.

" And be it enacted, that " for and notwithstanding any " thing in this Act contained, " it shall and may be lawful " for the said *Cobourg* and *Rice* " Lake Plank Road and Ferry " Company, in their discre- " tion, to Macadamize all or " any part of the said Road " which they are here autho- " rized to construct, upon the " terms, conditions, and res- " trictions, and subject to the " observance of the formali- " ties hereinbefore prescribed; " and that in the event of " their doing so, the words " 'Plank Road' wherever they " occur in this Act, shall be " construed to mean either a " Macadamized Road, or a " Road partly Macadamized " and partly Planked, as the " case may require."

CLAUSE C.

" Provided always, and be " it enacted, that the said " Company shall at all times " when thereunto required by " Her Majesty's Deputy Post " Master General, the Com- " mander of the Forces, or " any person having the su- " perintendence or command " of any Police Force, convey " Her Majesty's Mail, Her " Majesty's Naval or Military " Forces or Militia, and all " Artillery, Ammunition, pro- " vision or other stores for " their use, and all Policemen, " Constables and others, tra- " velling on Her Majesty's " Service across the said *Rice* " Lake in their Ferry Boats, " on such terms and conditions " and under such regulations " as the said Company and " the said Deputy Post Mas- " ter General, the Commander " of the Forces, or person in " Command of any Police " Force respectively, shall " agree upon, or if they can- " not agree; then on such " terms and conditions, and " under such regulations as " the Governor, or person ad- " ministering the Government " shall in Council make, and " provided also that any fur- " ther enactment which the " Legislature of this Province " may hereafter deem it expe- " dient to make with regard " to the carriage of the said " Mail or Her Majesty's For- " ces and other persons or ar- " ticles as aforesaid, or the " rates to be paid for carrying " the same, or other service " to be rendered by the Com- " pany to the Government, " shall not be deemed an in- " fringement of the privileges " intended to be conferred by " by this Act, and nothing in " this Act contained shall be " construed to authorize the " said Company to take or " enter upon any Lands or " Real Estate of any kind " belonging to Her Majesty, " Her Heirs or Successors, or " vested in or held in trust by " the principal Officers of Her " Majesty's Ordnance or any " public body, person or party " in trust for the use or servi- " ces of Her Majesty, Her " Heirs or Successors, whether " such Real Estate be held in " fee simple or for any less " Estate during the continu- " ance of such Estate, unless " the entering upon or tak- " ing of such Lands or Real " Estate be authorized by the " Governor in Council or by " the Commander-in-Chief of " Her Majesty's Forces in this " Province."

Cobourg Rail-road Bill.

CLAUSE D.

" And be it enacted, that " nothing herein contained " shall affect or be construed " to affect in any manner or " way whatsoever the rights " of Her Majesty, Her Heirs " or Successors, or of any " person or persons, or of any " Bodies Politic, Corporate " or Collegiate, such only ex- " cepted as are herein men- " tioned."

And the said amendments being again read, they were agreed to by the House.

Ordered, That the Honourable Mr. *Robinson* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendments.

Expiring Laws Bill.

The Order of the Day for the second reading of the Bill to continue for a limited time certain Acts and Ordinances, being read;

The said Bill was accordingly read, and ordered to be Engrossed.

Supply.

Mr. *DeWitt*, from the Committee of the whole House on the Supply granted to Her Majesty, reported according to order, the Resolution of the said Committee, which Resolution was again read at the Clerk's table, and is as followeth:—

Resolved, As the opinion of this Committee, that the Revenue and Interests arising from the Estates and funded Property of the late Order of Jesuits, and now at the disposal of the Legislature for Educational purposes in *Lower Canada*, shall be devoted to the purposes of Education in that part of the Province of *Canada*, hereto-

Supply.

fore called *Lower Canada;* and that for the year one thousand eight hundred and forty-six, the said Fund shall be divided according to the annexed Schedule.

SCHEDULE.

Educational Institutions.	Amount. Currency. £	s.	d.
For the salary and allowance for house rent to the Master of the Grammar School at Montreal	282	4	6
Aid towards the support of the National School at Quebec	111	2	3
The same at Montreal	111	2	3
Aid to the Society of Education at Quebec ...	280	0	0
" to the Education Society at Three Rivers	125	0	0
" to the British and Canadian School at Quebec	200	0	0
" to the same at Montreal...	200	0	0
" to the St. Andrew's School at Quebec...	100	0	0
" to the Montreal Recollet School	100	0	0
" to the St. Jacques School at Montreal...	250	0	0
" to the Montreal American Presbyterian Free School	100	0	0
" to the College of Ste. Anne de la Pocatière	300	0	0
" to the College of St. Hyacinthe	300	0	0
" to the College of Chambly	300	0	0
" to the College of L'Assomption	175	0	0
" to the Academy at Berthier	100	0	0
" to the Academy at Charlestown	100	0	0
" to the Stanstead Seminary	100	0	0
" to the Shefford Academy	100	0	0
" to the Sherbrooke Academy	111	2	3
" to the Reverend Andrew Balfour's School at Waterloo	100	0	0
" to the Master of the School under the Royal Institution at Three Rivers ...	45	0	0
" to the British North American School Society at Sherbrooke	50	0	0
" to the High School in Durham Village, Missisquoi	100	0	0
" to the Infant School at Quebec	55	11	1
" to the Female School at Indian Lorette, near Quebec	50	0	0
" for an Indian School at Caughnawaga...	50	0	0
" for the same at St. Regis	50	0	0
" for the same at St. Francis	50	0	0
" to the College at Ste. Thérèse	200	0	0
" to the do for Building ...	150	0	0
" to the College of Ste. Anne de la Pocatière for rebuilding	150	0	0
" to the College at St. Hyacinthe for rebuilding	1000	0	0
Total ... ... £	5496	2	4

Ordered, That the question of concurrence be now put upon the said Resolution and Schedule.

And the said Resolution and Schedule being again read,

The Honourable Mr. *Morin* moved in amendment, seconded by Mr. *Leslie*, that all the words after the word "Jesuits," in the said Resolution, be struck out, and the following substituted, "now held in trust for "Educational purposes, according to an Act of the "Provincial Legislature of *Lower Canada*, ought to "be vested in the Catholic Church of *Lower Canada* "for the said Educational purposes, under such regu-"lations as may be hereafter adopted, as being the "best means to conform to the nature and original "destination of the said Estates."

The question having been put upon the said motion of amendment, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Armstrong, Berthelot, Boutillier, Chauveau, DeBleury, DeWitt, Drummond, Guillet, Lafontaine, Lantier, Laterrière, Laurin, Leslie, Méthot, Morin, Nelson, Rousseau,* and *Taché.*—(18.)

NAYS.

Messieurs *Baldwin, Cayley, Christie, Cummings, Daly,* Attorney General *Draper, Duggan, Ermatinger, Foster, Gowan, Hall, Jessup, Macdonald* of Cornwall, *Macdonald* of Kingston, *M'Connell, Monro, Papineau, Petrie, Price, Robinson, Seymour, Sherwood* of Brockville, Solicitor General *Sherwood, Smith* of Frontenac, Attorney General *Smith, Smith* of Wentworth, Solicitor General *Taschereau,* and *Viger.*—(29.)

So it passed in the negative.

The Honourable Mr. *La Fontaine* moved in amendment to the said Resolution, seconded by Mr. *Chauveau,* that all the words after the words "*Lower Canada,*" where they occur for the second time, be struck out.

The question having been put upon the said motion of amendment, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Armstrong, Baldwin, Berthelot, Boutillier, Chauveau, DeBleury, DeWitt, Drummond, Guillet, LaFontaine, Lantier, Laterrière, Laurin, Leslie, Macdonald* of Glengary, *Méthot, Morin, Nelson, Price, Rousseau,* and *Taché.*—(21.)

NAYS.

Messieurs *Cayley, Christie, Cummings, Daly,* Attorney General *Draper, Duggan, Ermatinger, Foster, Gowan, Hale, Hall, Jessup, Macdonald* of Cornwall, *Macdonald* of Kingston, *Macdonell* of Dundas, *M'Connell, Monro, Papineau, Petrie, Robinson, Seymour, Sherwood* of Brockville, Solicitor General *Sherwood, Smith* of Frontenac, Attorney General *Smith, Smith* of Wentworth, Solicitor General *Taschereau,* and *Viger.*—(28.)

So it passed in the negative.

The said Resolution and Schedule being again read, and the question being put thereon, a division ensued, and the names being called for, they were taken down as followeth;—

YEAS.

Messieurs *Baldwin, Cayley, Christie, Cummings, Daly, DeBleury, DeWitt,* Attorney General *Draper, Duggan, Ermatinger, Foster, Gowan, Hale, Hall, Jessup, LaFontaine, Leslie, Macdonald* of Cornwall, *Macdonald* of Glengary, *Macdonald* of Kingston, *Macdonell* of Dundas, *M'Connell, Monro, Papineau, Petrie, Price, Robinson, Rousseau, Seymour, Sherwood* of Brockville, Solicitor General *Sherwood, Smith* of Frontenac, Attorney General *Smith, Smith* of Wentworth, *Taché,* Solicitor General *Taschereau,* and *Viger*—(37.)

NAYS.

Messieurs *Boutillier, Cauchon, Chauveau, Drummond, Guillet, Laterrière, Laurin, Méthot, Morin* and *Nelson*—(10.)

So it was carried in the affirmative, and

Resolved, That the Revenue and Interests arising from the Estates and Funded Property of the late Order of Jesuits, and now at the disposal of the Legislature, for Educational purposes in *Lower Canada,* shall be devoted to the purposes of Education in that part of the Province of *Canada,* heretofore called *Lower Canada;* and that for the year one thousand eight hundred and forty-six, the said Fund shall be divided according to the annexed Schedule.

Supply.

SCHEDULE.

Educational Institutions.	Amount. Currency. £	s.	d.
For the salary and allowance for house rent to the Master of the Grammar School at Montreal	282	4	6
Aid towards the support of the National School at Quebec	111	2	3
The same at Montreal	111	2	3
Aid to the Society of Education at Quebec ...	280	0	0
" to the Education Society at Three Rivers	125	0	0
" to the British and Canadian School at Quebec	200	0	0
" to the same at Montreal	200	0	0
" to the St. Andrews School at Quebec ...	100	0	0
" to the Montreal Recollet School ...	100	0	0
" to the St. Jacques School at Montreal ...	250	0	0
" to the Montreal American Presbyterian Free School	100	0	0
" to the College of Ste. Anne de la Pocatière	300	0	0
" to the College of St. Hyacinthe	300	0	0
" to the College of Chambly	300	0	0
" to the College of l'Assomption	175	0	0
" to the Academy at Berthier	100	0	0
" to the Academy at Charlestown	100	0	0
" to the Stanstead Seminary	100	0	0
" to the Shefford Academy	100	0	0
" to the Sherbrooke Academy	111	2	3
" to the Rev. Andrew Balfour's School at Waterloo	100	0	0
" to the Master of the School under the Royal Institution at Three Rivers ...	45	0	0
" to the British North American School Society at Sherbrooke	50	0	0
" to the High School in Durham Village, Missisquoi	100	0	0
" to the Infant School at Quebec	55	11	1
" to the Female School at Indian Lorette, near Quebec	50	0	0
" for an Indian School at Caughnawaga...	50	0	0
" for the same at St. Regis	50	0	0
" for the same at St. Francis	50	0	0
" to the College at Ste. Thérèse	200	0	0
" to the do for building... ...	150	0	0
" to the College of Ste. Anne de la Pocatière for rebuilding	150	0	0
" to the College at St. Hyacinthe for rebuilding	1000	0	0
Total ... ... £	5496	2	4

Jesuits Estates Revenue Bill.

Ordered, That the Honourable Mr. *Cayley* have leave to bring in a Bill for the appropriation of the Revenues arising from the *Jesuits* Estates, for the year one thousand eight hundred and forty-six.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time tomorrow.

Militia Bill.

The Honourable Mr. *Moffatt*, from the Committee of the whole House, on the Bill for the better regulation of the Militia of this Province, reported, according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table.

The Honourable Mr. Attorney General *Draper* moved, seconded by the Honourable Mr. Attorney General *Smith*, That the question of concurrence be now separately put upon each of the said amendments.

Mr. *Gowan* moved in amendment, seconded by Mr. *Hale*, that all the words after "That" in the said motion be struck out, and the following substituted, "the said Bill be now recommitted to a Committee of the whole House, for the purpose of expunging the following words from the twenty-fourth Section, 'but no such Volunteer, not balloted, nor any substitute provided under this Act for a person so balloted, shall be exempt from service when so balloted, by reason of his having served as such substitute or unballoted volunteer.'"

The question having been put on the motion of amendment, it was agreed to by the House.

The question being then put on the main motion, as amended, it was also agreed to. Militia Bill.

And the House accordingly resolved itself into the said Committee.

Mr. *Drummond* took the Chair of the Committee, and after some time spent t' rein,

Mr. Speaker resumed the Chair;

And Mr. *Drummond* reported, that the Committee had gone through the Bill, and had made a further amendment thereto, which amendment was again read at the Clerk's table.

Ordered, That the Question of Concurrence be now separately put upon the said amendments.

And the said amendments being again severally read, and the question being separately put upon each, they were agreed to by the House.

The Honourable Mr. Attorney General *Draper* moved, seconded by Mr. *Taché*, That the said Bill as amended be Engrossed.

Mr. *Macdonald* of *Cornwall* moved, in amendment, seconded by Mr. *Gowan*, that all the words after "That" in the said motion be struck out, and the following substituted, "the twenty-sixth clause of "the said Bill be now recommitted to a Committee "of the whole House, with a view to strike out the "words 'twenty-ninth' and insert the word 'fourth' "in lieu thereof."

The question having been put upon the said motion of amendment, a division ensued, and the names being called for, they were taken down as followeth:

YEAS.

Messieurs *Boulton*, *Ermatinger*, *Foster*, *Gowan*, *Hale*, *Macdonald* of Cornwall, *Monro*, *Smith* of Wentworth, and *Williams*—(9.)

NAYS.

Messieurs *Armstrong*, *Baldwin*, *Berthelot*, *Boutillier*, *Cauchon*, *Cayley*, *Chalmers*, *Chauveau*, *Christie*, *Colvile*, *Cummings*, *DeBleury*, *DeWitt*, Attorney General *Draper*, *Drummond*, *Duggan*, *Guillet*, *Hall*, *Jessup*, *Jobin*, *La Fontaine*, *Lantier*, *Laterrière*, *Laurin*, *Leslie*, *Macdonald* of Glengary, *Macdonald* of Kingston, *Macdonell* of Stormont, *M'Connell*, *Méthot*, *Nelson*, *Papineau*, *Price*, *Robinson*, *Rousseau*, *Seymour*, *Sherwood* of Brockville, Solicitor General *Sherwood*, *Smith* of Frontenac, *Taché*, Solicitor General *Taschereau*, *Viger*, and *Watts*—(43.)

So it passed in the negative.

The question being then put on the main motion, it was agreed to by the House, and

Ordered, That the said Bill as amended be Engrossed.

Montreal and Kingston Railroad Bill.

Mr. *Dickson*, from the Committee of the whole House, on the Bill to incorporate "the *Montreal* and *Kingston* Railroad Company," reported, according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table and agreed to by the House.

Ordered, That the said Bill as amended be Engrossed.

Montreal and Lachine Railroad Bill.

Mr. *Macdonald* of *Glengary*, from the Committee of the whole House on the Bill to incorporate "the "*Montreal* and *Lachine* Railroad Company," reported, according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill as amended be Engrossed.

Hamilton Incorporation Bill.

Mr. *Hall*, from the Committee of the whole House, on the Bill to alter and amend the Act incorporating the Town of *Hamilton*, and to erect the same into a City, reported, according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill as amended be Engrossed.

Supply. The Order of the day for the House in Committee on the Supply granted to Her Majesty, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Macdonell* of *Stormont* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Macdonell* of *Stormont* reported, that the Committee had come to several Resolutions, which he was directed to submit to the House, whenever it shall be pleased to receive the same; and also that he was directed by the Committee to move for leave to sit again.

Ordered, That the Report be received to-morrow.

Ordered, That the said Committee have leave to sit again to-morrow.

Montreal Court House Bill. The Order of the Day for the House in Committee on the Bill to provide for the rebuilding of the Court House in the City of *Montreal,* being read;

The House accordingly resolved itself into the said Committee.

Mr. *Gowan* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair.

Message from Legislative Council. A Message from the Legislative Council, by *John Fennings Taylor,* Esquire, one of the Masters in Chancery.

Mr. Speaker,

Quebec School Society Bill. The Legislative Council have passed the Bill, intituled, "An Act to incorporate the British and "Canadian School Society of the District of "*Quebec,*" with an amendment, to which they desire the concurrence of the Assembly.

And then he withdrew.

Spirituous Liquors Duty. The Order of the Day for the House in Committee, to take into consideration the propriety of repealing certain Acts, and to impose a Duty on Persons selling Spirituous Liquors and keeping Houses of Entertainment, and to provide for the collection of the said Duty, being read;

The House accordingly resolved itself into the said Committee.

The Honourable Mr. Solicitor General *Sherwood* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And the Honourable Mr. Solicitor General *Sherwood* reported, that the Committee had come to a Resolution, which he was directed to submit to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

University Bill, (U. C.) The Order of the Day for the second reading of the Bill to erect a University by the name and style of the University of *Upper Canada,* being read;

Counsel. The Order for hearing Counsel at the Bar of the House against the said Bill, being also read;

Robert Shore Milnes Bouchette, Esquire, Advocate, appeared at the Bar as Counsel, and addressed the House.

The Counsel then withdrew.

Mr. *Hall* moved, seconded by the Honourable Mr. Attorney General *Draper,* That the Bill to erect a University by the name and style of the University of *Upper Canada,* be now read a second time.

Mr. *Macdonald* of *Cornwall* moved in amendment, seconded by Mr. *Boulton,* to leave out from the word "That," to the end of the said motion, in order to add the words "it is inexpedient at this late period of "the Session to proceed any further with the Bill to "erect a University by the name and style of the "University of *Upper Canada.*"

And a debate arising thereupon,

On motion of Mr. *Macdonald* of *Kingston,* seconded by the Honourable Mr. *Robinson,*

Ordered, That the Debate be adjourned until to-morrow, and that it be then the first Order of the Day in the afternoon sitting.

Orders Postponed. *Ordered,* That the remaining Orders of the Day be postponed until to-morrow.

Adjournment. *Ordered,* That when this House doth adjourn, it will adjourn until to-morrow at Eleven o'clock, A. M.

Then, on motion of Mr. *Watts,* seconded by Mr. *DeWitt.*

The House adjourned until to-morrow at Eleven o'clock, A. M.

Veneris, 29° die Maii.

Anno Nono Victoriæ Reginæ, 1846.

11 *â Horâ, A.M.*

Militia Bill. An Engrossed Bill for the better regulation of the Militia of this Province, was read for the third time.

Resolved, That the Bill do pass, and the Title be, "An Act to repeal certain Laws therein men- "tioned, to provide for the better dèfence of this "Province, and to regulate the Militia thereof."

Ordered, That the Honourable Mr. Attorney General *Draper* do carry the said Bill to the Legislative Council, and desire their concurrence.

Expiring Laws Bill. An Engrossed Bill to continue for a limited time, certain Acts and Ordinances, was read for the third time.

Resolved, That the Bill do pass, and the Title be, "An Act to continue for a limited time, certain "Acts and Ordinances therein mentioned."

Ordered, That Mr. *Smith* of *Frontenac,* do carry the said Bill to the Legislative Council, and desire their concurrence.

Montreal and Kingston Railroad Bill. An Engrossed Bill to incorporate "the *Montreal* "and *Kingston* Railroad Company," was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Macdonald* of *Kingston,* do carry the said Bill to the Legislative Council, and desire their concurrence.

Montreal and Lachine Railroad Bill. An Engrossed Bill to incorporate "the *Montreal* "and *Lachine* Railroad Company," was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Macdonald* of *Kingston,* do carry the said Bill to the Legislative Council, and desire their concurrence.

Hamilton Incorporation Bill. An Engrossed Bill to alter and amend the Act incorporating the Town of *Hamilton,* and to erect the same into a City, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Smith* of *Wentworth,* do carry the said Bill to the Legislative Council, and desire their concurrence.

Customs Act. Mr. *Watts,* from the Select Committee to which was referred the Copies of the Despatches from Her Majesty's principal Secretary of State for the Colonies, respectively dated 25th April, 1845, and the

3rd February, 1846, with their enclosures, relating to the Provincial Customs Act, passed during the last Session, and transmitted to this House by Message, from His Excellency the Administrator of the Government, on the twenty-sixth of March last, presented to the House the Report of the said Committee, which was again read at the Clerk's table.

(*For the said Report see Appendix T. T.*)

Master and Servant Bill.

Mr. *Stewart* of *Bytown*, from the Select Committee to which was referred the Bill to regulate the Duties between Master and Servant, and for other purposes therein mentioned, reported, that the Committee had gone through the Bill, and had made several amendments thereto, which amendments were again read at the Clerk's table.

Ordered, That the said Bill and Report be committed to a Committee of the whole House on Monday next.

On motion of Mr. *Johnston*, seconded by Mr. *Stewart* of *Bytown*,

Address, G. R. Burke.

Resolved, That an humble Address be presented to His Excellency the Governor General; praying that He will be pleased to cause to be laid before this House a Copy of all Correspondence between the Provincial Government, the Crown Lands Department, and *G. R. Burke*, Esquire, of *Bytown*, in respect to the appointment or refusal of that gentleman to the office of Agent for the Sale of Clergy Reserves.

Ordered, That the said Address be presented to His Excellency the Governor General, by such Members of this House as are of the Honourable the Executive Council of this Province.

Printed.

Ordered, That the Petition of *Joseph G. Barthe*, of the City of *Montreal*, Esquire, be printed for the use of the Members of this House.

Quebec School Society Bill.

On motion of Mr. *Christie*, seconded by Mr. *DeWitt*,

Ordered, That the amendment made by the Legislative Council to the Bill, intituled, "An "Act to incorporate the British and Canadian "School Society of the District of *Quebec*," be now taken into consideration.

The House proceeded accordingly to take the said amendment into consideration,

And the said amendment was read, and is as followeth:—

Press 2, Line 15.—Fill up the blank with the words "five hundred pounds."

And the said amendment being again read, it was agreed to by the House.

Ordered, That Mr. *Christie* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendment.

Supply.

Mr. *Macdonell* of *Stormont*, from the Committee of the whole House on the Supply granted to Her Majesty, reported, according to Order, the Resolutions of the said Committee, which Resolutions were again read at the Clerk's table and agreed to by the House, and are as followeth:

1. *Resolved*, That the proceeds of all forfeitures incurred by the contravention of any Act or Law relating to the Customs or to the collection of the Revenue, or so much of the proceeds of such forfeitures as may be then at the disposal of the Provincial Legislature, be divided between the Collector of the Port where the seizure is made, the Officer or person making the same, and any person or persons giving information, or otherwise aiding in affecting the seizure or obtaining the condemnation of the goods seized, —in such proportion as the Governor in Council shall in any case or class of cases direct and appoint. Supply.
2. *Resolved*, That there be granted to Her Majesty the sum of six thousand pounds, to be raised by Debentures, to be issued on the credit of the Province, to enable Her Majesty to pay that sum to the Law Society of *Upper Canada*, so soon as the said Society shall enter into a valid and sufficient covenant to provide, for all time to come, proper and fitting accommodation for such Courts, without further expense to this Province.
3. *Resolved*, That for the purpose of paying the interest on the said Debentures, and to liquidate the principal thereof, there be levied and imposed on certain proceedings in Law and Equity, the rates and duties following, that is to say:—

On Proceedings in the Queen's Bench.

On every Writ of *Capias ad respondendum alias* or *pluries*, or of Summons *alias* or *pluries*, and every other original Writ or process Writ of *mandamus* or other prerogative Writ—one shilling and three pence.

On passing every Record of *nisi prius*, one shilling and threepence.

On every Judgment entered, two shillings and sixpence.

On Proceedings in Equity.

On filing every Bill, five shillings.

On Proceedings in Appeal.

On every Writ of Appeal from the Court of Queen's Bench or Chancery, five shillings.

4. *Resolved*, That further to assist in liquidating the principal and interest of the said Debentures, it shall be lawful, notwithstanding anything contained in An Act of the Parliament of this Province, passed in the fourth and fifth years of Her Majesty's Reign, intituled, "An Act for the disposal of Public Lands," that a portion not to exceed two acres of the block of land in the City of *Toronto*, on which the buildings formerly occupied by the Legislature and the said Courts are erected, may be sold for money, on a credit not to exceed five years.
5. *Resolved*, That the sum of £19,000, advanced to the Commissioners of the *Montreal* Harbour, from the Public Funds, shall, as the same may be repaid, be applicable and be applied under the authority of the Governor in Council, to the erection of Light Houses and Relief Stations, and other improvements of the Navigation from *Quebec* to the Ocean.
6. *Resolved*, That it shall be lawful for Her Majesty to authorize the issue of Debentures for a sum not exceeding £30,000, on the credit of the tax of one-eighth of a penny in the pound, established by Legislative enactment in *Upper Canada* for the erection and support of a Lunatic Asylum, and that the money to be raised on such Debentures be appropriated for the erection and furnishing of the said Asylum.
7. *Resolved*, That there is now due to the Honourable *Louis Joseph Papineau*, late Speaker of the House of Assembly of *Lower Canada*, the sum of four thousand five hundred pounds, currency, and that for the payment of the said sum, there be granted to Her Majesty, out of the consolidated funds of the Province, the said sum of four thousand five hundred pounds, currency.

Superior Courts Bill, (U. C.)

Ordered, That the Honourable Mr. Attorney General *Draper* have leave to bring in a Bill to provide for the permanent accommodation of the Superior Courts of Law and Equity in that part of this Province formerly *Upper Canada*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time to-morrow.

Asylum Erection Bill.

Ordered, That the Honourable Mr. *Cayley* have leave to bring in a Bill to authorize the issue of Debentures for the erection of a Lunatic Asylum at *Toronto*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time to-morrow.

Gulf St. Lawrence Improvement Bill.

Ordered, That the Honourable Mr. *Cayley* have leave to bring in a Bill to authorize the appropriation of Nineteen thousand pounds to the improvement of the Gulf of *St. Lawrence*.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time to-morrow.

Smuggling Bill.

Ordered, That the Honourable Mr. *Cayley* have leave to bring in a Bill for the further prevention of Smuggling.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time to-morrow.

Spirituous Liquors Duty.

The Honourable Mr. Solicitor General *Sherwood*, from the Committee of the whole House to take into consideration the propriety of repealing certain Acts, and to impose a Duty on Persons selling Spirituous Liquors and keeping Houses of Entertainment, and to provide for the collection of the said Duty, reported, according to Order, the Resolution of the said Committee; which Resolution was again read at the Clerk's table, and agreed to by the House, and is as followeth:—

Resolved, That it is expedient to repeal the Law now in force in relation to the imposition of a Duty on Persons selling Spirituous or Fermented Liquors, or keeping Houses of Public Entertainment, and to provide for the collection of the said Duty, and for the regulation of such Persons.

Ordered, That the Honourable Mr. *Cayley* have leave to bring in a Bill to repeal certain Acts therein mentioned, and to impose a Duty on Persons selling Spirituous or Fermented Liquors, or keeping Houses or Places of Public Entertainment, and to provide for the collection of the said Duty, and for the regulation of such Persons.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time to-morrow.

J. B. Pagé, et al.

The Order of the Day for the House in Committee on the Report of the Select Committee to which was referred the Petition of *Jean Baptiste Pagé* and others, inhabitants of the Parish of *l'Ancienne Lorette*, and other references, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Sherwood* of *Brockville* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Sherwood* of *Brockville* reported, that the Committee had come to a Resolution, which he was directed to submit to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Supply.

The Order of the Day for the House in Committee on the Supply granted to Her Majesty, being read;

The House accordingly resolved itself into the said Committee.

The Honourable Mr. *Laterrière* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And the Honourable Mr. *Laterrière* reported, that the Committee had come to a Resolution, which Resolution was again read at the Clerk's table, and is as followeth:—

Resolved, As the opinion of this Committee, that the following humble Address be presented to Her Majesty; representing,—

That during the last Session of the Provincial Parliament, a Customs Bill was enacted, imposing, among others, certain Duties on Live Stock imported from the *United States*, without containing any clause exempting cattle introduced for the use of Her Majesty's Troops.

That this enactment was made after a long and serious debate, and finally carried by a unanimous vote of the Representatives of the People, the exemption in question having been in full operation during the two preceding years, and having been found to render the Law wholly inoperative, although the Local Government were aware of the fact, and took every possible precaution to prevent frauds.

That although it may be true that this was a departure from an acknowledged principle observed by every Possession of the Crown, yet it was not intended to be ungracious: It was called for by the peculiar position of this Colony, as compared with Her Majesty's other Possessions, having a line of frontier some 1,500 miles in extent, bordering on and separated from a Foreign power, in many parts by an imaginary line.

That it will not give rise to the slightest inconvenience on Her Majesty's Commissariat, inasmuch as the supply from the Colony itself exceeds the demand in every Market of the Province.

That the Act in question, by encouraging the raising of Cattle in the Country, may correct that evil, and was loudly demanded by the Agriculturists of *Canada*, as a Counter-Protection to the duties levied on Canadian Cattle entering the *United States*, and its enactment has given general satisfaction throughout the Province.

That this House assures Her Majesty that such a proceeding would cause general and extreme discontent throughout every County in *Canada*.

That while the Colonists are anxiously awaiting the result of the advice which has been tendered to Her Majesty, to withdraw the protection hitherto enjoyed by them in their Commercial transactions with the Mother Country, this further step would compel Her Canadian subjects to trade with the Americans in the respective Markets of the two Countries, at a disadvantage of 20 per cent.

That this fact could not fail to produce among the Colonists generally, an impression that the Imperial Government had placed the Americans, a Foreign people, on a more favorable footing than themselves, against the express will of the local Legislature; an impression, however, this House fervently prays that the wisdom of Her Majesty's Councils may prevent, by a due regard to the wishes of the loyal inhabitants of the Colony, as expressed through their Representatives in Parliament.

That the Representatives of Her Majesty's Canadian subjects are therefore induced to approach Her Majesty with an humble prayer, that the Royal Assent will be withheld from any advice which may be tendered to Her Majesty, to sanction any interference with the Canadian Customs Act passed during the last Session of the Provincial Parliament, in any way beyond the amendments made at the suggestion of

Supply.

Her Majesty's Government during the present Session.

Ordered, That the Question of Concurrence be now put upon the said Resolution.

And the said Resolution being again read, and the question being put thereon, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Armstrong*, *Baldwin*, *Berthelot*, *Boulton*, *Boutillier*, *Chabot*, *Chauveau*, *Christie*, *Cummings*, *DeWitt*, *Drummond*, *Duggan*, *Foster*, *Gowan*, *Guillet*, *Jobin*, *Johnston*, *LaFontaine*, *Lantier*, *Laterrière*, *Laurin*, *Leslie*, *Macdonald* of CORNWALL, *Macdonald* of GLENGARY, *Macdonell* of STORMONT, *M'Connell*, *Méthot*, *Monro*, *Morin*, *Nelson*, *Price*, *Robinson*, *Rousseau*, *Seymour*, *Smith* of WENTWORTH, *Taché*, Solicitor General *Taschereau*, and *Watts*.—(38.)

NAYS.

Messieurs *Cayley*, *Daly*, *DeBleury*, Attorney General *Draper*, *Jessup*, *Petrie*, Attorney General *Smith*, and *Viger*.—(8.)

So it was carried in the affirmative, and

Resolved, Accordingly.

Resolved, That a Select Committee composed of Mr. *Watts*, the Honourable Mr. *Morin*, and the Honourable Mr. *Robinson*, be appointed to prepare and report the draught of an humble Address to Her Majesty, in conformity with the foregoing Resolution.

Adjournment.

On motion of Mr. *Laurin*, seconded by the Honourable Mr. *Laterrière*,

Resolved, That the first Rule of this House be suspended during the remainder of the present Session; and that for the future when this House doth adjourn, it shall stand adjourned until Eleven o'clock of the following morning, unless some other hour or day be specially named.

University Bill, (U. C.)

According to Order, the House resumed the adjourned debate upon the amendment which was yesterday proposed to be made to the motion, "That "the Bill to erect a University by the name and "style of the University of *Upper Canada*, be now "read a second time," and which amendment was to leave out from the word "That" to the end of the said motion, in order to add the words "it is inex- "pedient at this late period of the Session to proceed "any further with the Bill to erect a University, by "the name and style of the University of *Upper* "*Canada*."

And the question being put upon the said amendment, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Armstrong*, *Baldwin*, *Berthelot*, *Boulton*, *Boutillier*, *Cauchon*, *Cayley*, *Chabot*, *Chauveau*, *DeWitt*, *Drummond*, *Duggan*, *Ermatinger*, *Foster*, *Guillet*, *Jobin*, *LaFontaine*, *Lantier*, *Laterrière*, *Laurin*, *LeMoine*, *Leslie*, *Macdonald* of CORNWALL, *Macdonald* of GLENGARY, *Macdonell* of STORMONT, *Merritt*, *Méthot*, *Moffatt*, *Monro*, *Morin*, *Nelson*, *Price*, *Robinson*, *Rousseau*, *Sherwood* of BROCKVILLE, Solicitor General *Sherwood*, *Smith* of WENTWORTH, *Taché*, *Watts*, and *Williams*.—(40.)

NAYS.

Messieurs *Chalmers*, *Christie*, *Cummings*, *Daly*, *Dickson*, Attorney General *Draper*, *Gowan*, *Hall*, *Jessup*, *Macdonald* of KINGSTON, *Macdonell* of DUNDAS, *M'Connell*, *Petrie*, *Scott*, *Seymour*, *Smith* of FRONTENAC, Attorney General *Smith*, *Stewart* of BYTOWN, *Viger* and *Woods*.—(20.)

So it was carried in the affirmative.

The question being then put on the main motion, as amended, the House again divided thereon, and the names being called for, they were taken down as in the last preceding division.

So it was also carried in the affirmative, and

Resolved, That it is inexpedient at this late period of the Session to proceed any further with the Bill to erect a University, by the name and style of the University of *Upper Canada*.

Matthews' Attainder Bill.

The Order of the Day for the second reading of the Engrossed Bill from the Legislative Council, intituled, "An Act to reverse the attainder of *Peter* "*Matthews*, and to avoid the forfeiture of his Estates "and Property," being read;

The said Bill was accordingly read a second time.

Ordered, That the said Bill be now read for the third time.

The said Bill was accordingly read for the third time.

Resolved, That the Bill do pass.

Ordered, That the Honourable Mr. Attorney General *Draper* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath passed the same without any amendment.

Message from Legislative Council.

A Message from the Legislative Council by *John Fennings Taylor*, Esquire, one of the Masters in Chancery:—

MR. SPEAKER,

The Legislative Council have passed the following Bills without any amendment:

Quebec Trinity House Bill.

"An Act to authorize the *Quebec* Trinity House "to license as Pilots a certain class of persons therein "mentioned."

Montreal Roads Bill.

"An Act to amend and extend the Laws relative "to the Turnpike Roads in the neighbourhood of "*Montreal*."

And also,

Montreal Councillors and Assessors Election Bill.

The Legislative Council have passed the Bill, intituled, "An Act to amend an Act therein mentioned, "to make better provision for the Election of Coun- "cillors and Assessors of and for the City of *Mon-* "*treal*," with several amendments, to which they desire the concurrence of the Assembly.

And then he withdrew.

Registrars Acts Bill.

The Order of the Day for the second reading of the Engrossed Bill from the Legislative Council, intituled, "An Act to make provision for confirming "certain Acts of Registrars in that part of this Pro- "vince formerly *Upper Canada*," being read;

The said Bill was read accordingly.

Ordered, That the said Bill be read for the third time to-morrow.

Magistrates Appointment Bill.

The Order of the Day for the second reading of the Engrossed Bill from the Legislative Council, intituled, "An Act to provide for the appointment "of Magistrates for the more remote parts of this "Province," being read;

The said Bill was read accordingly.

Ordered, That the said Bill be read for the third time to-morrow.

Attorneys Certificates Bill, (U. C.)

The Order of the Day for the second reading of the Bill to amend the Laws now in force regulating the taking out of Certificates by Attorneys and Solicitors in *Upper Canada*, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House to-morrow.

Contingencies.

The Order of the Day for the House in Committee on the Third Report of the Standing Committee on Contingencies, being read;

The House accordingly resolved itself into the said Committee.

Contingencies.

Mr. *Drummond* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Drummond* reported, that the Committee had come to a Resolution, which Resolution was again read at the Clerk's table, and agreed to by the House, and is as followeth;—

Resolved, That an humble Address be presented to His Excellency the Governor General, praying that His Excellency will be pleased to issue his Warrant in favor of *William Burns Lindsay*, Esquire, the Clerk of this House, for the sum of Four thousand pounds, currency, towards defraying the Contingencies of this House, and assuring His Excellency that this House will make good the same.

Ordered, That the said Address be presented to His Excellency the Governor General, by such Members of this House as are of the Honourable the Executive Council of this Province.

Vacancies in Corporations Bill, (L. C.)

The Order of the Day for the second reading of the Bill to define and extend the powers of the Court of Queen's Bench in *Lower Canada*, relative to usurpations and vacancies occurring in Corporations, and for other purposes therein mentioned, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House.

Mr. *Armstrong* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Armstrong* reported, that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Cobourg Incorporation Bill.

The Order of the Day for the House in Committee on the Bill to alter and amend the Act of Incorporation of the Town of *Cobourg*, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Macdonell* of *Dundas* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Macdonell* of *Dundas* reported, that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Toronto Incorporation Act Bill.

The Order of the Day for the House in Committee on the Bill to amend the Act of Incorporation of the City of *Toronto*, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Cauchon* took the Chair of the Committee.

Several Members having retired,

Mr. Speaker resumed the Chair;

And the names of the Members present were taken down as followeth:—

Quorum.

MR. SPEAKER.

Messieurs *Baldwin*, *Boulton*, *Cauchon*, *Duggan*, *Foster*, *Gowan*, *Hale*, *Lantier*, *Laurin*, *M^c Connell*, *Méthot*, *Moffatt*, *Monro*, *Robinson*, *Rousseau*, *Taché*, and *Viger*.

And, at midnight, Mr. Speaker adjourned the House for want of a Quorum.

Sabbati, 30° die Maii.

ANNO NONO VICTORIÆ REGINÆ, 1846.

11, *â Horâ, A. M.*

Petitions laid on the table.

THE following Petitions were severally brought up and laid on the table:—

By Mr. *Boutillier*,—The Petition of Mrs. *Charlotte Frémont*, widow of the late *Jasper Brewer*, Esquire.

By the Honourable Mr. *Robinson*,—The Petition of the Municipal Council of the District of *Simcoe*, (relating to a Duty on Foreign Produce;) and the Petition of the Municipal Council of the District of *Simcoe*, (relating to the Assessment Bill.)

Petitions read.

Pursuant to the Order of the Day, the following Petitions were read:—

Of *James Wickens*, Esquire, President of the *Simcoe* District Agricultural Society; complaining that a certain Grant of the Legislature for the improvement of the Roads in the said District has not been expended thereon, and praying relief.

Of the Municipal Council of the District of *Niagara*; praying that an Act be passed to provide for the removal of the County Town, and that the selection of the site for the same may be left at their disposal.

Of the Municipal Council of the District of *Niagara*; praying that the Municipal Council Act may be so amended, as to provide for the removal of the place of Meeting of the said Council to a more central part, and that the choice of such place be left at their disposal.

Of the Reverend *Daniel Henry* and others, of the Independent Church and Congregation at *Inverness*, *Megantic*; praying that the Imperial Act for the disposal of the Clergy Reserve Lands may not be interfered with.

Of *William R. Beaumont*, *F. R. C. S. Eng.*, and others, Medical Practitioners of *Upper Canada*; praying that the Bill for the incorporation of a College of Physicians and Surgeons may not be passed into a Law, until the Medical Board has an opportunity of expressing its opinion thereon.

Petition of W. Gibson, et al. referred.

Resolved, That the Petition of *William Gibson* and others, Freeholders of the Township of *Edwardsburgh*, be referred to a Select Committee composed of Mr. *Jessup*, Mr. *Sherwood* of *Brockville*, Mr. *Gowan*, Mr. *Macdonell* of *Dundas*, and Mr. *Macdonell* of *Stormont*, to examine the contents thereof, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Customs Act.

Mr. *Watts*, from the Select Committee appointed to prepare and report the Draught of an humble Address to Her Majesty, in conformity to the Resolution adopted by this House, yesterday, on the subject of the non-exemption from Duty under the Customs Act of last Session, of Cattle and Live Stock introduced from the *United States* for the use of Her Majesty's Troops, presented to the House the Address prepared by the said Committee; which Address was again read at the Clerk's table, and is as followeth:—

To the Queen's Most Excellent Majesty.

Address to Her Majesty.

MOST GRACIOUS SOVEREIGN.

We, Your Majesty's most dutiful and loyal Subjects, the Legislative Assembly of *Canada*, in Provincial Parliament assembled, most humbly beg leave to represent:—

That during the last Session of the Provincial Parliament, a Customs Bill was enacted, imposing, among others, certain Duties on Live Stock imported from the *United States* of *America*, without containing any

Address to Her Majesty.

clause exempting cattle introduced for the use of Your Majesty's Troops.

That this enactment was made after a long and serious debate, and finally carried by an unanimous vote of the Representatives of the People, the exemption in question having been in full operation during the two preceding years, and having been found to render the Law passed for the protection of the Canadian farmer in a great measure inoperative; although Your Majesty's Provincial Government were aware of the fact, and took every possible precaution to prevent frauds.

That although it may be true that this was a departure from "an acknowledged principle observed by every Possession of the Crown," yet it was not intended to be ungracious: It was called for by the peculiar position of this Colony, as compared with Your Majesty's other Possessions, having a line of frontier some 1,500 miles in extent, bordering on and separated from a Foreign power, in many parts by an imaginary line.

That although for a short period Your Majesty's Government may be called upon to pay a sum which we trust Your Majesty will consider unimportant when compared with the permanent advantages that may reasonably be expected from the present Law, this House is fully confident, that the supply from the Colony can meet the demand. In the case of the unforeseen exigencies, Your Majesty will always find your faithful subjects in *Canada* ready to co-operate with Your Majesty's Government in providing a remedy.

That the Act in question intended to encourage the raising of Cattle in the Country, was loudly demanded by the Agriculturists of this Province as a Counter-Protection to the duties levied on Canadian Cattle entering the *United States*, and that its enactment has given general satisfaction throughout the Province.

That this House assures Your Majesty, that any proceeding to interfere with this Act would cause general and extreme discontent throughout every County in this Province.

That while the Colonists are anxiously awaiting the result of the advice which has been tendered to Your Majesty, to withdraw the protection hitherto enjoyed by them in their Commercial transactions with the Mother Country, this further step would compel your Canadian subjects when trading with the Americans in the respective Markets of the two Countries, to do so at a disadvantage of 20 per cent.

That this fact could not fail to produce among the Colonists generally, an impression that the Imperial Government had placed the Americans, a foreign people, on a more favorable footing than themselves, against the express will of the local Legislature; an impression, however, which this House fervently prays, that the wisdom of Your Majesty's Councils may prevent, by a due regard to the wishes of the loyal inhabitants of the Colony, as expressed through their Representatives in Parliament.

That the Representatives of Your Majesty's Canadian subjects are therefore induced to approach Your Majesty with an humble prayer, that Your Majesty may not concur in any advice which may be tendered to Your Majesty to sanction any interference with the Canadian Customs Act passed during the last Session of the Provincial Parliament, in any way beyond the amendments made at the suggestion of Your Majesty's Government during the present Session.

Mr. *Watts* moved, seconded by the Honourable Mr. *Morin*, that this House doth concur in the said Address.

Mr. *Duggan* moved in amendment, seconded by Mr. *Hall*, that all the words after "That" in the said motion be struck out, and the following substituted: "the said Address be referred back to the "same Select Committee, with an instruction to "report the said Address in strict accordance with "the Resolution adopted in Committee of the whole "House."

Address to Her Majesty.

The question having been put upon the motion of amendment, a division ensued, and it was carried in the affirmative.

The question being then put on the main motion, as amended, it was agreed to unanimously, and

Ordered, Accordingly.

Returns to Addresses.

The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, laid before the House, by command of His Excellency the Governor General,

L'Orignal Road.

Return to an Address from the Legislative Assembly to His Excellency the Governor General, dated the 22nd instant; praying that His Excellency would be pleased to lay before them, "The Chart of the Road leading from *L'Orignal* into *Bytown*, referred to in the Report of the Board of Works, together with the Reports of Survey by Messieurs *West* and *Keefer*, and accompanying Documents."

(*For the said Return, see Appendix V. V.*)

And also,

Imports and Exports.

Certain Statements respecting the Imports and Exports of the Province of *Canada*.

(*For the said Statements, see Appendix G. G.*)

W. Rees.

The Honourable Mr. *Robinson*, from the Select Committee to which was referred the Petition of *William Rees*, late Medical Superintendent of the Provincial Lunatic Asylum at *Toronto*, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Report.

Your Committee have carefully examined the case of the Petitioner, so far as the Documents transmitted to your Honourable House from the Executive Council Office and the Vouchers submitted to them, (all which are appended to this Report,) have permitted them to do, and they find that Dr. *Rees*, after having made in successive years repeated representations to the Government, and having urged the absolute necessity of providing suitable means for the accommodation and treatment of the unfortunate Insane, was called upon and directed by certain Commissioners (appointed by the Government, in accordance with a Resolution of the House of Assembly of *Upper Canada*, predicated upon the Statute of 2nd *Victoria*, chap. 2, which authorized the erection of a temporary Lunatic Asylum until a permanent one should be erected,) to find such a building as would be suitable for the reception of patients.

That Dr. *Rees* having reported upon the fitness of the old Gaol of *Toronto*, then unoccupied, it was fitted up for the purpose, under his direction and superintendence, and continues to be the Lunatic Asylum for *Upper Canada* to this date.

That Dr. *Rees* took charge of the said Asylum on the 30th September, 1840, and remained in office as Medical Superintendent until the 21st October, 1845.

That during the whole period of his term of office, he seems to have devoted his undivided and exclusive attention to the duties of his office, having from the moment of his appointment relinquished a respectable and increasing general practice, and in his professional management he appears, by the accompanying Documents, not only to have merited, but to have obtained the high approbation of the Commissioners, and that also (with but one exception) of all the members of his profession, who visited the institution under his charge, and of those who in their capacity of commentators on the subject of insanity and Lunatic Asylums, have paid a high compliment

Report. to his system of treatment in the Asylum at *Toronto*, as proved by its statistics when compared with those of similar Institutions in other Countries.

That the Statute under which his appointment was made, stipulated to the Medical Superintendent a Salary of £300 per annum, with suitable residence and allowances; but it appears to your Committee, that from the period of his assuming his duties up to July, 1844, he received only a stipend of £180 a year, without residence or allowances, and that at the last named date the Government added £50 per annum to the former amount.

That he had always been given to understand by the Commissioners, consisting of the Vice-Chancellor and other gentlemen of high respectability, that he would receive the allowance stipulated by the Statute; that he reasonably expected it, and that he rendered his services in accordance with such expectation, as appears by the recommendation appended to his Petition, dated January, 1845, and which in effect is a guarantee on the part of the said Commissioners for the said full allowance.

In consideration of all these circumstances, and that it is mainly due to the persevering representations, that *Upper Canada* can boast of having a Lunatic Asylum established in that portion of *Canada*, and that the accommodation and successful cure of many cases of insanity have been already provided, when without his exertions and talents such would not have been the case, Your Committee would therefore strongly recommend to your Honourable House to address His Excellency the Governor General, to direct the payment to the Petitioner of the full amount of the salary of £300 per annum, as stipulated by the aforesaid Act, with an additional sum for residence and allowances from the period of his appointment on the 30th day of September, 1840, to the 21st October, 1845, deducting therefrom the sums annually received by him; but that should it appear to His Excellency the Governor General, that authority is wanting under the Statute, by which his appointment was given to the Petitioner, for the payment of the first sum or the salary due to him, that then, in that case, His Excellency may be pleased to direct such sum to be included in the Estimates to be laid before Parliament during its present Session.

With reference to the second portion of the Petition, to wit, a claim for arrearages due from the friends of paying patients, although it appears that the Government authorized the Commissioners to make such regulations in respect to the Institution, and its patients whose circumstances warranted such a charge to be made, and although the Board of Commissioners did authorize the Warden to collect entire sums of money from the friends of this class of patients, whose circumstances warranted such a charge being made, and although a sum of £26 only was paid on this account to the Petitioner, and although a large amount still remains unpaid to the Warden of the Institution, and a large proportion thereof is still due the Petitioner, nevertheless your Committee cannot regard this claim as against the Province; and however much the Commissioners may have erred in not enforcing due payment from such parties, or obtaining payment in advance, or demanding security for the liquidation of these debts to the Institution, that the Petitioner's proportion might have been forthcoming to him, they are, however, compelled to recommend to your Honourable House to address His Excellency the Governor General, to direct the Commissioners to discharge that claim out of the funds derived from private or pay patients.

Totally different is their opinion with regard to that portion of the Petition praying compensation for injuries received from the unfortunate and irresponsible class of our fellow beings under his charge, while discharging his duties; this your Committee apprehend can no more be denied to him (the Petitioner) than to a soldier wounded in the service of his country. Report.

In the case of the Petitioner, notwithstanding the personal misunderstanding between the Board of Commissioners and himself, on the occurrence of these accidents, a most strict and careful examination and investigation was gone into by the Commissioners, as proved by the minutes of their proceedings; they were satisfied, as your Committee are, by the medical certificates produced by the Petitioner, of the serious effects that might arise to the Petitioner therefrom, and unanimously concurred in the opinion that he was entitled to compensation at the hands of the Government, as certified to their Report appended to his Petition; and this is fully borne out also by the accompanying strong recommendation of the Lord Bishop of the Diocese, the Mayor and Corporation of the City of *Toronto*, and other Heads of Departments in that City. They cannot too strongly urge the requital of valuable service in meritorious public officers, and a compensation to them for injuries which they may receive incidental to their employment, and while they fully admit that the Petitioner has clearly shown that in this respect he is entitled to compensation, they (your Committee) are at a loss in what way or extent to recommend compensation; however, as it is not shewn to them that the injuries he has received may affect him for life, or disable him from pursuing his accustomed avocations, they cannot take upon themselves to recommend him for a pension, but they urge that a grant at least, not exceeding one hundred pounds, should be made in his favor, and that His Excellency should also be addressed by your Honourable House, to direct that amount to be included in the Estimates to be laid before Parliament.

Mr. *Duggan* moved, seconded by Mr. *Smith* of *Frontenac*, that the remaining Orders of the Day be postponed until Monday next. Orders of the Day.

The question having been put upon the said motion, a division ensued, and it passed in the negative.

On motion of Mr. *Hale*, seconded by Mr. *Smith* of *Wentworth*,

Resolved, That the parties interested in the Bill, intituled, "An Act to convey a part of the Concession Line between the Third and Fourth Concessions of the Township of *Barton*, in the *Gore* District, to *Robert Jarvis Hamilton*," be exempted from the payment of the sum of twenty pounds, required by the Rules of this House upon Private Bills. Barton Concession Bill.

Ordered, That the Return to the Address of this House to His Excellency the Governor General, for Copy of the Circular from the Office of the Commissioner of Crown Lands to the Local Agents, relating to the suspension of the sales of Clergy Reserve Lands, be printed for the use of the Members of this House. Clergy Reserves.

Resolved, That the Return to an Address of this House to His Excellency the Governor General, for the amount expended on the different cuts of the *St. Lawrence* Canals, and the amount of Tolls received thereon, be referred to a Select Committee composed of Mr. *Merritt*, the Honourable Mr. *Cayley*, the Honourable Mr. *Morin*, the Honourable Mr. *Robinson*, and Mr. *Macdonald* of *Kingston*, to report thereon with all convenient speed; with power to send for persons, papers and records. St. Lawrence Canals.

On motion of Mr. *Stewart* of *Bytown*, seconded by Mr. *Jessup*,

Bytown Incorporation Bill.

Ordered, That the amendments made by the Legislative Council to the Bill, intituled, "An Act "to define the limits of *Bytown,* and to establish "a Town Council therein," be now taken into consideration.

The House proceeded accordingly to take the said amendments into consideration.

And the said amendments were read, and are as followeth:—

Press 4, Line 6.—Leave out "June" and insert "July."

" 4, In the margin.—Leave out "June" and insert "July."

" 9, Line 39.—Leave out from "Her" to "Department," both inclusive, in Press 10, Line 4, and insert: "All Property real "or personal belonging to "Her Majesty, Her Heirs or "Successors, or vested in or "held by any public body, "officer, person or party in "trust for the uses or service "of Her Majesty, Her Heirs "or Successors, whether any "such real Estate be held "in fee simple or for any less "Estate during the continu- "ance of such Estate; provi- "ded always that if any real "Estate reserved for any Mil- "itary or Canal purposes, or "for the service of the Ord- "nance Department, be leas- "ed to any private person, "the property so leased shall "be liable to be assessed and "taxed in the same manner "that any other real Estate "situated in the said Town "of *Bytown* may be assessed "and taxed, but the taxes "and assessments in any such "case shall be payable by the "tenant and not by any other "person or party."

" 19, " 19.—Leave out from "Council" to "notwithstanding" in Press 20, Lines 4 and 5, both inclusive, and insert Clauses A and B.

CLAUSE A.

"And be it enacted, that "nothing in this Act contain- "ed shall be construed to au- "thorize the said Town Coun- "cil to use or dispose of any "public street, or part of a "street, laid out by any offi- "cers or officer of Her Ma- "jesty, or any land belonging "to Her Majesty, or held in "Trust for Her Majesty, for "any purposes other than "those of a public street, un- "less such disposal or change "of use of such street or "part of a street be authori- "zed by the Governor of this "Province, by and with the "consent of the Executive "Council thereof, or by the "Commander of the Forces "in this Province, or unless "such disposal or change of "use be consented to by the "Principal Officers of Her "Majesty's Ordnance; nor "shall any thing in this Act "contained be construed to "authorize the said Town "Council to take or enter "upon any Lands or real "Estate belonging to Her "Majesty, Her Heirs and "Successors, or vested in or "held in trust by any public "body, officer, person or party "in trust, for the uses or ser- "vice of Her Majesty, Her "Heirs or Successors, whether "held in fee simple or for any "less Estate during the con- "tinuance of such Estate, un- "less the entering upon or "taking of such land be con- "sented to by the Governor "in Council, or by the Com- "mander of the Forces in this "Province."

Bytown Incorporation Bill.

CLAUSE B.

"And whereas the Officers "of the Ordnance Depart- "ment in charge of the Ord- "nance property in *Bytown,* "have afforded ample street "accommodation in lieu of "the road which would other- "wise be required between "Concession C and D across "Lots A and B in said Con- "cessions, and it is expedient "in order to preserve unifor- "mity in the streets of the "said Town, that the said "Concession Road be closed "up and not used as a street: "Be it therefore enacted, that "it shall not be lawful for the "said Town Council or for "any other person or persons "to remove any buildings, or "to disturb or alter the Sur- "vey and allocation of Lots "situate on the said Conces- "sion Line, or intersected "thereby, any law or usage "to the contrary notwith- "standing."

Press 20 Line 21.—After "spirit," insert the following Clause C:

CLAUSE C.

"And be it enacted, that "nothing herein contained "shall affect, or be construed "to affect in any manner or "way whatsoever, the rights "of Her Majesty, Her Heirs "and Successors, or of any "person or persons, or of any "bodies politic, corporate, or "collegiate, such only ex- "cepted as are herein men- "tioned."

Resolved, That this House doth disagree with the Legislative Council in the said amendments.

Resolved, That a Select Committee of three Members, composed of Mr. *Stewart* of *Bytown,* Mr. *Macdonald* of *Kingston,* and Mr. *Sherwood* of *Brockville,* be appointed to draw up Reasons to be offered to the Legislative Council, at a Con-

Bytown Incorporation Bill.

ference, for disagreeing to the amendments made by their Honours to the Bill, intituled, "An "Act to define the limits of *Bytown*, and to es- "tablish a Town Council therein."

On motion of the Honourable Mr. *Cayley*, seconded by the Honourable Mr. Attorney General *Smith*,

Supply.

Resolved, That this House will, on Monday next, resolve itself into a Committee of the whole House, to consider of a Supply to be granted to Her Majesty.

Ordered, That the Estimates of the Supply required for the year 1846, and the Message of His Excellency the Governor General relating to the said Estimates, be referred to the said Committee.

Ordered, That the Message of His Excellency, of the 19th instant, on the subject of the Commission of Indemnity for losses during the Rebellion in *Lower Canada*, and the Fourth and Fifth Reports of the said Commission, be referred to the said Committee.

On motion of Mr. *Leslie*, seconded by the Honourable Mr. *LaFontaine*,

Montreal Councillors and Assessors Election Bill.

Ordered, That the amendments made by the Legislative Council to the Bill, intituled, "An Act "to amend an Act therein mentioned, and to "make better provision for the Election of "Councillors and Assessors of and for the City "of *Montreal*," be now taken into consideration.

The House proceeded accordingly to take the said amendments into consideration.

And the said amendments were again read, and are as followeth:—

Press 1 Line 37.—After "places" insert "in each "ward."

" 1 " 41.—After "places" insert "in each "ward."

And the said amendments being again read, they were agreed to by the House.

Ordered, That Mr. *Leslie* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendments.

Address, Commutation of Tenure of Lands, (L. C.)

On motion of Mr. *Christie*, seconded by Mr. *Leslie*,

Resolved, That an humble Address be presented to His Excellency the Governor General, representing that the attention of this House having been drawn early in the present Session to the operation of the Imperial Act (3 *Geo.* 4. c. 119,) authorizing the commutation of the Tenure of Lands held *à titre de cens* or *en roture* of the Crown, in *Lower Canada*, into that of free and common Soccage, the subject was referred to a Select Committee of the House, and an inquiry instituted by it thereupon; the report from which is to the effect, that the trouble, delay, and expense usually incurred in effecting commutations under the said Act, are an impediment to commutation,—frustrative of the benevolent intentions of the Imperial Parliament in the passing of the said Act, and tantamount almost to a prohibition; and soliciting His Excellency's attention to the aforesaid matter, in the humble expectation that some other process of Commutation than that hitherto practised, consistent with the provisions of the said Act in this behalf and purpose thereof, and avoiding the numerous references to the various Crown Officers heretofore in such cases consulted, and the delay and expenses incidental thereto, may be devised and adopted, in order that Her Majesty's Subjects in this Province holding Lands *en roture* of the Crown, and desirous of commuting the same, may with facility obtain the benefits intended by the said Act, and on application to the Executive Government, for a commutation of the Tenure of any such lands into that of free and common Soccage, be enabled to accomplish it in a summary, expeditious and unexpensive manner.

Address, Commutation of Tenure of Lands, (L. C.)

Ordered, That the said Address be presented to His Excellency the Governor General, by such Members of this House as are of the Honourable the Executive Council of this Province.

On motion of Mr. *Christie*, seconded by Mr. *Chabot*,

Resolved, That an humble Address be presented to His Excellency the Governor General, representing to him the lively interest this House takes in the procuring and preservation of all such Archives, Papers, and Documents connected with the first settlements and colonization of *North America*, and particularly those illustrative of the early history of *Canada*, as are to be had, and its sense of the importance in this respect of certain Manuscript Documents relating thereto which are now in progress of being copied at *Albany* in the State of *New York*, at the instance and by direction of the Literary and Historical Society of *Quebec*, (several volumes whereof have been laid on the table of this House during the present Session,) and the necessity under which the Society will be, of abandoning the further prosecution of this work, unless a further provision for the purpose is made; and praying that His Excellency will graciously be pleased to direct such measures, and with as little delay as convenient, to be taken, as to him shall seem necessary to prevent an interruption of the said work in hand at *Albany*, and to ensure its prosecution to a successful issue.

Ordered, That the said Address be presented to His Excellency the Governor General, by such Members of this House as are of the Honourable the Executive Council of this Province.

On motion of Mr. *Merritt*, seconded by Mr. *Macdonald* of *Cornwall*,

Trade.

Ordered, That the Order of the Day for the House in Committee on certain Resolutions to be proposed on the subject of restrictions on the Trade of this Province, be postponed until Monday next; and that it be then the first Order of the Day.

J. B. Pagé, et al.

Mr. *Sherwood* of *Brockville*, from the Committee of the whole House on the Report of the Select Committee to which was referred the Petition of *Jean Baptiste Pagé* and others, inhabitants of the Parish of *l'Ancienne Lorette*, and other references, reported, according to Order, the Resolution of the the said Committee; which Resolution was again read at the Clerk's table, and agreed to by the House; and is as followeth:—

Resolved, That it is expedient to amend the Act passed in the eighth year of Her Majesty's Reign, intituled, "An Act to amend a certain Act "therein mentioned, relative to the Turnpike "Roads near *Quebec*," by repealing the Schedule of Tolls established by the said Act, and by substituting the following:—

For every four-wheel Carriage or Vehicle drawn by one horse or beast,—Sixpence.

For each additional horse or beast,—Twopence.

For every Gig, Calash, Cab, or two-wheel Omnibus drawn by one horse or other beast,—Fivepence.

For each additional horse or beast,—Twopence.

For every Spring Cart, Cart, or other two-wheel Vehicle other than those above mentioned, drawn by one horse or other beast,—Threepence.

Quebec Turnpike Roads.

For each additional horse or beast,—Twopence.

For every Sleigh, *Traine*, Dray, Berline, or other winter Vehicle drawn by one horse or other beast,—Twopence.

For every additional horse or other beast,—One penny.

For every Horse, Mare, Gelding, Ass, or Mule, with a rider,—Twopence.

For every Horse, Mare, Gelding, Ass, Mule, Ox, Cow, and head of other Neat Cattle, not drawing,—One penny.

For every score of Sheep, Lambs, Hogs, or Swine,—Fivepence.

Bill.

Ordered, That Mr. *Chauveau* have leave to bring in a Bill to amend a certain Act, intituled, "An "Act to amend a certain Ordinance therein "mentioned, relative to the Turnpike Roads "near *Quebec*."

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time on Monday next.

Ordered, That the said Order be then the second Order of the Day; and that the Rule of this House relating to the Printing and Translation of Bills be suspended as to the present Bill.

Vacancies in Corporations Bill, (L. C.)

Mr. *Armstrong*, from the Committee of the whole House on the Bill to define and extend the powers of the Court of Queen's Bench in *Lower Canada*, relative to usurpations and vacancies occurring in Corporations, and for other purposes therein mentioned, reported, according to Order, the amendments made by the Committee to the said Bill; which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill, as amended, be Engrossed.

Cobourg Incorporation Bill.

Mr. *Macdonell* of *Dundas*, from the Committee of the whole House on the Bill to alter and amend the Act of Incorporation of the Town of *Cobourg*, reported, according to Order, the amendments made by the Committee to the said Bill; which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill, as amended, be Engrossed.

Toronto Incorporation Act Bill.

The Order of the Day for the House in Committee on the Bill to amend the Act of Incorporation of the City of *Toronto*, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Armstrong* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Armstrong* reported, that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received on Monday next.

Public Lands Bill.

The Order of the Day for the second reading of the Bill to extend the provisions of the 13th Section of an Act of the Province of *Canada*, intituled, "An "Act for the disposal of Public Lands," and to amend the said Act in other respects, and further to provide for the final settlement of Land claims, being read;

Ordered, That the said Bill be read a second time on Wednesday next, and that it be then the first Order of the Day.

Administration of Justice Bill, (L. C.)

The Order of the Day for the second reading of the Bill to amend the law relative to the administration of Justice in *Lower Canada*, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House.

Mr. *Laurin* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Laurin* reported, that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received on Monday next.

Message from Legislative Council.

A Message from the Legislative Council, by *John Fennings Taylor*, Esquire, one of the Masters in Chancery:

Mr. Speaker,

The Legislative Council have passed the following Bills without any amendment:

Sheriffs Poundage Bill.

"An Act to regulate the Poundage to be received "by Sheriffs on Executions, and for other purposes "therein mentioned."

Witnesses Attendance Bill.

"An Act to authorize and enfore the attendance "of Witnesses from any part of this Province before "the Courts of Superior Criminal Jurisdiction."

Commissioners of Enquiry Bill.

"An Act to empower Commissioners for inqui- "ring into matters connected with the Public Busi- "ness to take evidence on oath."

Also,

Legislative Council,
Friday, 29th May, 1846.

New Brunswick Boundary Line.

Ordered, That one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House that the Legislative Council have agreed to their Address to Her Most Gracious Majesty, respecting the Boundary Line between this Province and the Province of *New Brunswick*, by severally filling up the blanks with "Legislative Council and the."

Legislative Council,
Friday, 29th May, 1846.

Ordered, That one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House that the Legislative Council have passed the accompanying Address to His Excellency the Governor General, respecting the Boundary Line between this Province and the Province of *New Brunswick*, to which they desire the concurrence of the Legislative Assembly.

To His Excellency Lieutenant General the Right Honourable *Charles Murray*, Earl *Cathcart*, of *Cathcart*, in the County of *Renfrew*, Knight Commander of the Most Honourable Military Order of the Bath, Governor General of British *North America*, and Captain General and Governor in Chief in and over the Provinces of *Canada*, *Nova Scotia*, *New Brunswick*, and the Island of *Prince Edward*, and Vice Admiral of the same, Commander of Her Majesty's Forces in British *North America*, &c. &c. &c.

May it please Your Excellency,

We, Her Majesty's dutiful and loyal subjects, the Legislative Council and of *Canada*, in Provincial Parliament assembled, beg leave to approach Your Excellency with our respectful request, that you will be pleased to transmit our joint Address to Her Most Gracious Majesty, respecting the Boun-

New Brunswick Boundary Line.

dary Line between this and the Province of *New Brunswick*, in such a way as your Excellency may deem fit, in order that the same may be laid at the foot of the Throne.

R. E. CARON,
Speaker.

Legislative Council,
Friday, 29th May, 1846.

And also,

The Legislative Council have passed the following Bills, with amendments, to which they desire the concurrence of the Assembly:—

Hochelaga Division Bill.

"An Act to divide the Municipalities of *Hochelaga* "and *Three Rivers*, respectively, into distinct Muni- "cipalities, and further to provide for the support of "Schools and the management of local affairs "therein."

Quebec Water Bill.

"An Act for supplying the City of *Quebec* and "parts adjacent thereto with Water."

Quebec Gas Bill.

"An Act for Lighting the City of *Quebec* with Gas."

And then he withdrew.

Orders postponed.

Ordered, That the remaining Orders of the Day be postponed until Monday next.

Then, on motion of the Honourable Mr. *LaFontaine*, seconded by Mr. *DeWitt*,

The House adjourned until Monday next at Eleven o'clock, A. M.

Lunæ, 1° *die Junii*.

Anno Nono Victoriæ Reginæ, 1846.

11 *â Horâ, A. M.*

Petitions laid on the table.

THE following Petitions were severally brought up and laid on the table:—

By Mr. *Dickson*,—The Petition of the Municipal Council of the District of *Niagara*, (relating to *G. M'Micking.*)

By Mr. *Monro*,—The Petition of *Thomas Champion* and others.

Cobourg Incorporation Bill.

An Engrossed Bill to alter and amend the Act of Incorporation of the Town of *Cobourg*, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Hale* do carry the said Bill to the Legislative Council, and desire their concurrence.

Vacancies in Corporations Bill, (L. C.)

An Engrossed Bill to define and extend the power of the Courts of Queen's Bench in *Lower Canada*, relative to usurpations and vacancies occurring in Corporations, and for other purposes therein mentioned, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Drummond* do carry the said Bill to the Legislative Council, and desire their concurrence.

Magistrates Appointment Bill.

An Engrossed Bill from the Legislative Council, intituled, "An Act to provide for the appointment "of Magistrates for the more remote parts of this "Province," was, according to Order, read for the third time.

Resolved, That the Bill do pass.

Ordered, That the Honourable Mr. Attorney General *Draper* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath passed the same, without any amendment.

Registrars Acts Bill.

An Engrossed Bill from the Legislative Council, intituled, "An Act to make provision for confirming "certain Acts of Registrars in that part of this Pro- "vince formerly *Upper Canada*," was, according to Order, read for the third time.

Resolved, That the Bill do pass.

Ordered, That the Honourable Mr. Attorney General *Draper* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath passed the same, without any amendment.

Petitions read.

Pursuant to the Order of the Day, the following Petitions were read:—

Of Mrs. *Charlotte Frémont*, widow of the late *Jasper Brewer*, Esquire; praying that the Pension of her late husband may be continued to her for one or two years.

Of the Municipal Council of the District of *Simcoe*; praying that no Act be passed to abolish the duty on Foreign Produce imported into the Province.

Of the Municipal Council of the District of *Simcoe*; praying that the proposed Assessment Bill may be passed with certain amendments.

Petitions referred:—
Mrs. Brewer.

Ordered, That the Petition of Mrs. *Charlotte Frémont*, widow of the late *Jasper Brewer*, Esquire, be referred to the Standing Committee on Contingencies.

Simcoe Municipal Council.

Ordered, That the Petition of the Municipal Council of the District of *Simcoe*, relating to the Assessment Bill, be referred to the Select Committee to which was referred the Bill to regulate Assessments, and the appointment of Collectors and Assessors in *Upper Canada*.

Bytown Incorporation Bill.

Mr. *Stewart* of *Bytown*, from the Select Committee appointed to draw up Reasons to be offered to the Legislative Council, at a Conference, for disagreeing to the amendments made by their Honours to the Bill, intituled, "An Act to define the limits of "*Bytown*, and to establish a Town Council therein," reported, that the Committee had prepared the said Reasons; which said Reasons were again read at the Clerk's table and agreed to by the House, and are as followeth:—

1st. Because, inserting "July" for "June" is immaterial, as the Bill provides that an Election can take place at any time, if not on the day mentioned in the Bill.

2nd. Because, the Bill provides exemption from Assessment of what is in reality Her Majesty's Property, and that the exception is Real Estate held by the Ordnance for speculation; that it would be unfair towards other Proprietors, they would be exempted from contributing towards the improvement of the Town.

3rd. Because, it is unprecedented to confer corporate powers upon any Town, and deprive them of the entire use and control of the Streets, that such power is now by Law vested in the District Council, and cannot be exercised by the Ordnance; that in *Bytown* two very wide streets were purposely laid out for Market places and other public uses, and on which Market places, &c., were erected, (although recently renewed by the Ordnance;) that no other space is reserved or set apart for any such purposes; and because the Bill provides that the direction of any street now laid out, or hereafter to be laid out on the

Bytown Incorporation Bill.

Ordnance property shall not be altered, and that the Town Council shall not enter upon or take these Lands for any purpose.

4th. Because, the Bill provides for legalizing the shutting up and leasing by the Ordnance, the Concession line, in almost the same words as the amendment.

5th. Because, the last amendment is ambiguous and indefinite, and is not at all necessary.

Resolved, That a Conference be desired with the Honourable the Legislative Council, for the purpose of communicating to them the Reasons which induced this House not to concur in the amendments made by their Honours to the Bill, intituled, "An Act to define the limits of "*Bytown*, and to establish a Town Council "therein."

Ordered, That Mr. *Stewart* of *Bytown* do go to the Legislative Council, and desire the said Conference.

A. M'Leod.

Mr. *Dickson*, from the Select Committee to which was referred the Petition of *Alexander M'Leod* of *Stamford*, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and agreed to by the House, and is as followeth:—

Report.

Your Committee have examined the various matters connected with the case of the Petitioner, and upon the subject of which, an Address during the last Session of Parliament was forwarded through the then Governor General to Her Majesty, and upon a re-examination of his case, they deem it just and expedient to address Her Majesty a second time on behalf of the said *Alexander M'Leod*, the peculiarity of whose case they deem a sufficient justification for the course hereby recommended to Your Honourable House; and in accordance with the power vested in your Committee, they have prepared an Address to Her Majesty, praying her again to take into consideration the case of the said *Alexander M'Leod*, and to grant him that relief to which your Committee consider him entitled.

The said Address is as followeth:—

To the Queen's Most Excellent Majesty.

MOST GRACIOUS SOVEREIGN.

Address to the Queen.

We, Your Majesty's dutiful and loyal Subjects, the Legislative Assembly of the Province of *Canada*, beg leave to approach Your Majesty with a renewed expression of our devoted attachment to Your Majesty's Person and Government, and humbly to represent to Your Majesty that our earnest solicitude for the preservation of the inherent rights of Your Majesty's Subjects, induces us again to address Your Majesty in reference to the claim which we consider *Alexander M'Leod* has upon Your Majesty's Government. We are fully aware that it is the desire of Your Majesty's Government to protect to the fullest extent, the liberties of Your Majesty's Subjects, and when a well founded and legitimate claim is established, to grant indemnity for any pecuniary loss by them sustained, and more particularly when such loss results from a course rendered imperative by the fulfilment of those obligations which they owe to Your Majesty as their Sovereign.

The said *Alexander M'Leod* having experienced the greatest possible private injuries and personal privations by his detention and imprisonment by the Government of the *United States*, we conceive that he is entitled to remuneration at the hands of Your Majesty's Government, and although we understand that Your Majesty's Government discharged the amount necessary for retaining the services of eminent Counsel and the other expenses connected with the defence of the said *Alexander M'Leod*, yet we are at a loss to imagine how that can be considered a compensation to the individual for the manifold private injuries he has sustained, it being a course of proceeding rendered necessary in vindicating the right of one of Your Majesty's Subjects, and the honour and dignity of Your Majesty's Crown. Address to the Queen.

The said *Alexander M'Leod* became a victim in the hands of a foreign power, apprehended, imprisoned, arraigned, tried, and acquitted, and has no individual claim on that foreign power for remuneration, which power, if responsible for that act of aggression upon one of Your Majesty's Subjects, must be held accountable on a demand made by and through Your Majesty's Government.

Under the circumstances herein most respectfully represented to Your Majesty, we earnestly solicit Your Majesty's serious attention, and Your Majesty may rest assured that the Legislature of *Canada* must be deeply sensible of the justice of this claim, otherwise they would not deem it prudent or expedient to bring it a second time under the consideration of Your Majesty's Government.

Ordered, That the said Address be Engrossed.

Resolved, That the said Address be communicated by Message to the Legislative Council, requesting the concurrence of their Honours thereto.

Ordered, That Mr. *Dickson* do carry the said Message to the Legislative Council.

Customs Act.

Mr. *Watts*, from the Select Committee to which was recommitted the draught of an Address to Her Majesty, on the subject of the non-exemption from Duty under the Customs Act of last Session, of Cattle and Live Stock introduced from the *United States*, for the use of Her Majesty's Troops, reported to this House on the thirtieth of May last, with an Instruction to the said Committee to report the said Address in strict accordance with the Resolution adopted in Committee of the whole House, reported to the House the draught of the said Address, which was again read at the Clerk's table, and is as followeth:—

To the Queen's Most Excellent Majesty.

MOST GRACIOUS SOVEREIGN,

Address to the Queen.

We, Your Majesty's most dutiful and loyal Subjects, the Legislative Assembly of *Canada*, in Provincial Parliament assembled, most humbly beg leave to represent—That during the last Session of the Provincial Parliament, a Customs Bill was enacted, imposing, among others, certain Duties on Live Stock imported from the *United States of America*, without containing any clause exempting cattle introduced for the use of Your Majesty's Troops.

That this enactment was made after a long and serious debate, and finally carried by a unanimous vote of the Representatives of the People, the exemption in question having been in full operation during the two preceding years, and having been found to render the Law wholly inoperative; although Your Majesty's Provincial Government were aware of the fact, and took every possible precaution to prevent frauds.

That although it may be true that this was a departure from "an acknowledged principle observed by every Possession of the Crown," yet it was not intended to be ungracious: It was called for by the peculiar position of this Colony, as compared with Your Majesty's other Possessions, having a line of frontier some 1,500 miles in extent, bordering on and separated from a foreign power, in many parts by an imaginary line.

That it will not give rise to the slightest inconvenience on Your Majesty's Commissariat, inasmuch as the supply from the Colony itself exceeds the demand, in every market of the Province.

Address to the Queen.

That the Act in question intended to encourage the raising of Cattle in the Country, was loudly demanded by the Agriculturists of this Province as a Counter-Protection to the duties levied on Canadian Cattle entering the *United States*, and that its enactment has given general satisfaction throughout the Province.

That this House assures Your Majesty, that any proceeding to interfere with this Act, would cause general and extreme discontent throughout every County in this Province.

That while the Colonists are anxiously awaiting the result of the advice which has been tendered to Your Majesty, to withdraw the protection hitherto enjoyed by them in their Commercial transactions with the Mother Country, this further step would compel your Canadian Subjects to trade with the Americans in the respective markets of the two countries, at a disadvantage of 20 per cent.

That this fact could not fail to produce among the Colonists generally, an impression that the Imperial Government had placed the Americans, a Foreign people, on a more favorable footing than themselves, against the express will of the Local Legislature; an impression, however, which this House fervently prays that the wisdom of Your Majesty's Councils may prevent, by a due regard to the wishes of the loyal inhabitants of the Colony, as expressed through their Representatives in Parliament.

That the Representatives of Your Majesty's Canadian subjects are therefore induced to approach Your Majesty with an humble prayer, that Your Majesty may not concur in any advice which may be tendered to Your Majesty, to sanction any interference with the Canadian Customs Act passed during the last Session of the Provincial Parliament, in any way beyond the amendments made at the suggestion of Your Majesty's Government during the present Session.

On motion of Mr. *Watts*, seconded by the Honourable Mr. *Morin*,

Resolved, That this House do not concur with the Committee in the said Address, but that the following be adopted in lieu thereof:—

To the Queen's Most Excellent Majesty.

MOST GRACIOUS SOVEREIGN,

We, Your Majesty's most dutiful and loyal Subjects, the Legislative Assembly of *Canada*, in Provincial Parliament assembled, most humbly beg leave to represent, that we have had under consideration the Despatch of Your Majesty's Secretary of State for the Colonies, on the subject of the Customs Bill passed during the last Session of the Provincial Parliament, imposing, among others, certain Duties on Live Stock and provisions imported from the *United States of America*, without any clause exempting them when introduced for the use of Your Majesty's troops, which omission is represented in the said Despatch as a departure from an acknowledged principle observed by every Possession of the Crown.

We respectfully assure Your Majesty, that this enactment was adopted after a long and serious deliberation, by a unanimous vote of this House, without any intention to do that which might be considered ungracious, or prejudicial to Your Majesty's service. It was called for, by the fact of this Province, with its immense extent of frontier line, affording greater facilities for smuggling than any other; and secondly, from it having been proved, that during the two preceding years, frauds to a very great extent had been practised on the Revenue by Contractors making an improper use of certificates obtained from the Commissariat for the admission into this Province of provisions for the Public service, thereby rendering ineffectual the law passed for the protection of the Canadian farmers.

Address to the Queen.

We would also humbly submit to Your Majesty, that in consequence of the American Government having placed high prohibitory duties on every article of ours entering into their country, from *Canada*, the Agriculturists of *Canada* feel strongly that they are entitled to similar protection against those of the *United States*, for their own products;—and this circumstance merely, induced the Legislature to impose in some cases by the Act in question, a higher duty than a due regard to other considerations might have warranted. The said Act has given general satisfaction throughout the Province, and any interference with it, we humbly represent, would cause dissatisfaction in the Counties generally.

We humbly conceive that the Act will not entail any important expense or lasting inconvenience to Your Majesty's Government, as the Colony will very soon, if indeed it cannot now, furnish the necessary supplies, if the present protection is continued; and should it prove otherwise, Your Majesty will find your faithful Subjects in *Canada* prepared to make good to Your Majesty the amount of Expenditure, when the facts have been fully ascertained from the experience of at least one year under the present arrangements. The Representatives of Your Majesty's Canadian Subjects are therefore induced to approach Your Majesty with an humble prayer, that Your Majesty may not concur in any advice which may be tendered to Your Majesty to sanction any interference with the said Canadian Customs Act, beyond the amendments made at the suggestion of Your Majesty's Provincial Government during the present Session.

On motion of the Honourable Mr. *Moffatt*, seconded by Mr. *Petrie*,

Ordered, That the words "by a unanimous vote of this House" be struck out of the said Address.

Ordered, That after the word "We," in the third paragraph, the following be inserted: "disclaim "the intention of augmenting the Provincial "Revenue by Imposts levied on Provisions im-"ported for the use of Your Majesty's Forces, "and"

Ordered, That the words "at least one" in the fourth paragraph of the said Address, be struck out, and the words "the ensuing" inserted in lieu thereof:

The question being then put upon the said Address as amended, it was agreed to by the House.

On motion of Mr. *Watts*, seconded by the Honourable Mr. *Morin*,

Ordered, That the said Address be Engrossed.

Resolved, That an humble Address be presented to His Excellency, the Governor General, informing His Excellency that this House hath voted an Address to Her Majesty, on the subject of the non-exemption from Duty under the Customs Act of last Session, of Cattle and Live Stock introduced from the *United States*, for the use of Her Majesty's troops; and praying that His Excellency would be pleased to transmit the said Address to Her Majesty's Principal Secretary of State for the Colonies, to be laid at the foot of the Throne.

Ordered, That the said Address be Engrossed.

Ordered, That the said Addresses to Her Majesty and to His Excellency the Governor General, be presented to His Excellency by such Members of this House as are of the Honourable the Executive Council of this Province.

Contingencies.

Mr. *DeWitt*, from the Standing Committee on Contingencies, presented to the House the Fourth Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Report.

On the Petition of Mrs. *Catherine M'Lennan*, widow of *Hugh M'Lennan*, late Door Keeper of your Honourable House; praying for a Pension or other consideration for the services of her late husband.

After mature consideration of the matter contained in this Petition, your Committee cannot recommend a Pension to the Petitioner; but they find that she is entitled to the sum of £10 as six months allowance on the usual annual vote, up to the date of her husband's decease, and as three months intervened between that period and the appointment of his successor, your Committee think it will comport with justice to allow her the additional sum of £15, making together the sum of £25—as a final settlement in full of all claims in respect to the services of Petitioner's late husband.

The Petition of Mrs. *Julia Bell*, widow of *Æneas Bell*, Chief Messenger to the House of Assembly of *Upper Canada;* prays for compensation as Housekeeper of the Parliament Buildings at *Toronto* for 10 months.

Your Committee, upon consideration of the subject matter of this Petition, recommend that the sum of twelve pounds ten shillings be paid her as a final settlement of all claims for past services of herself and husband.

The Petition of *William Dixon*, Messenger of your Honourable House; prays for a retiring allowance in consideration of his age, his length of service, and incapacity to attend his duties during the sitting of the House.

Your Committee consider the case of the Petitioner worthy the consideration of your Honourable House, and being guided by the allowance made to similar servants of the House of Assembly of *Lower Canada*, in the Session of 1841, respectfully recommend that a retired allowance of £18 per annum be paid out of the Contingencies, to the Petitioner, from the end of the present Session.

The Petition of *André Leroux Cardinal*, Chief Messenger of your Honourable House; prays for an increase of Salary.

Your Committee find that in the year 1841 £100 was fixed as the Salary of the Petitioner, and a further allowance of £25 to enable him to keep a boy for the service of the office during the recess. Upon representation made to your Committee of the inadequency of the amount heretofore allowed him, and being entrusted throughout the year with the charge of the House, they recommend that the Salary of the Petitioner be increased to £160, commencing with the current year, including the allowance for a boy.

The Petition of *Michael M'Carthy*, prays for the appointment to the office of Night Watch to the Parliament Buildings during the recess.

Your Committee having enquired into the necessity of such an appointment, consider it will be highly conducive to the protection and safe keeping of the building, and that the Petitioner is a person in whom confidence can be placed, and would therefore recommend him to your Honourable House, to fill that office, at an allowance of five shillings per night.

The Petition of *James Voller* and *John Kay*, Messengers of your Honourable House; prays for a retired allowance.

Your Committee cannot recommend the prayer of the Petitioners, as they are quite able to perform their respective duties.

The Petition of *Robert Defries*, Post Office Messenger, for an alteration in the mode of his present remuneration.

It appears that he now receives twelve shillings and sixpence currency, per day, during the Session, the Petitioner living at *Toronto*, and the Sessions being unequal in time, your Committee recommend that a Sessional allowance of sixty pounds be made to him, commencing with this present Session.

Report.

The Petition of *William Winder* and others, Officers and Clerks of your Honourable House; prays that their case may be considered, and an increase be made in their Salaries.

Your Committee, after due consideration, cannot at the present recommend the prayer of this Petition in respect to all the Petitioners, but your Committee considering that the present incumbent, (one of the Petitioners) filling the office of Second Office Clerk, ought to be placed, at least, upon the same footing in respect to remuneration, as the Second Clerk of Committees, those two Officers having previously to the last Session been paid the same amount, would therefore respectfully recommend that the Salary of Mr. *Thomas Vaux* be £250 from the commencement of the current year.

The Petition of *Joseph Bouchette* and others, employed in the Civil Service of the Provincial Government, prays for an allowance in consideration of the various removals of the Seat of Government.

Your Committee cannot entertain the prayer of this Petition, the Petitioners belonging to Departments not connected with the Legislative Assembly. Your Committee therefore consider that they cannot be paid out of the Contingencies of this House.

Your Committee beg leave respectfully to recommend the usual yearly allowance of one hundred pounds to the Clerk of your Honourable House, for house rent; also, the allowance of sixty pounds to the Assistant Clerk, for the like purpose.

Mr. *William P. Patrick* having been in the last recess called upon to act as Deputy Clerk, your Committee in conformity with the resolution of the House last Session, for similar services, recommend that the sum of fifty pounds be paid to Mr. *Patrick;* the above not to form a precedent for the future.

By representation made to your Committee of the amount paid for extra work in the Office during the recess of Parliament, to bring up the work of the previous Session, they have taken into consideration the propriety of recommending that an addition be made to the present number of permanent Officers.

Your Committee beg leave to append to this Report, the Letter addressed to them upon this subject by the Clerk, recommending the appointment of certain persons at present in the capacity of extra Clerks. This recommendation having received the sanction of the Honourable the Speaker, your Committee beg leave to suggest that Mr. *Henry Hartney*, Mr. *King Barton*, Mr. *William H. LeMoine*, and Mr. *William Spink*, be appointed as Junior Clerks in the Office, at a Salary of £150 each, commencing from the present Session.

In reference to the work to be done in the Office during the recess, in arranging the Documents and Copying, and attending to the Printing of the Journals, &c., of the previous Session.

Your Committee would recite the recommendation contained in the Report on the Officers and Departments of the House during the first Session of the last Parliament, 1841. "It is to be understood that "all the permanent Officers of the House, (including "the Clerk and Clerk Assistant,) are to complete "and finish the whole work of the year." This understanding your Committee would recommend to be enforced, and that the labour of the recess may, as near as possible, be so divided that a proportionate share be allotted to each, in order that the Journals and other Documents be placed in the hands of Members as soon as possible after each Session; and further, that no payment for extra work during the recess be allowed.

Report.

CLERK'S OFFICE,
LEGISLATIVE ASSEMBLY,
Saturday, 23rd May, 1846.

SIR,

I beg leave respectfully to intimate to the Committee on the Contingencies of the House, that there are now in my Offices, employed as extra Writers during the Sessions, four very deserving steady young persons, who are anxious to be placed on the permanent Establishment of the House, namely, Mr. *Hartney*, Mr. *Barton*, Mr. *LeMoine*, and Mr. *Spink*, the two first have been in the *Upper Canada* Assembly, and in the United Assembly for several years past, Mr. *LeMoine* in the present Assembly since the Union, and Mr. *Spink* for two Sessions; this gentleman has proved himself a very useful Officer, and although not so long in the service of the House as the others, yet I think from his capacity, he would be an acquisition to my department; I therefore, respectfully and earnestly recommend the above named gentleman to be placed on the permanent list of officers.

I have the honor to be, Sir,
Your obedient servant,
W. B. LINDSAY,
Clerk Assembly.

JACOB DEWITT, Esquire,
Chairman of the Standing
Committee on Contingencies.

Ordered, That the said Report be committed to a Committee of the whole House to-morrow.

New Brunswick Boundary Line.

On motion of Mr. *Christie*, seconded by Mr. *DeWitt*, *Resolved*, That this House do concur in the Address of the Honourable the Legislative Council to His Excellency, the Governor General, requesting His Excellency to transmit the joint Address to Her Majesty, respecting the Boundary Line between this Province and the Province of *New Brunswick*, in such a way as His Excellency may deem fit, in order that the same may be laid at the foot of the Throne;—that the blank therein be filled up with the words "Legislative Assembly," and that the said Address be signed by Mr. Speaker on behalf of this House.

Resolved, That a Message be sent to the Honourable the Legislative Council, acquainting their Honours that this House hath agreed to the Address to His Excellency, the Governor General, requesting His Excellency to transmit the joint Address to Her Majesty, respecting the Boundary Line between this Province and the Province of *New Brunswick*, in such a way as His Excellency may deem fit, in order that it may be laid at the foot of the Throne.

Ordered, That Mr. *Christie* do carry the said Message to the Legislative Council.

Hochelaga Division Bill.

On motion of Mr. *Leslie*, seconded by the Honourable Mr. *Morin*,

Ordered, That the amendments made by the Legislative Council to the Bill intituled, "An "Act to divide the Municipalities of *Hochelaga* "and of *Three Rivers* respectively into distinct "Municipalities, and further to provide for the "support of Schools and the management of "local affairs therein," be now taken into consideration.

The House proceeded accordingly to take the said amendments into consideration.

And the said amendments were read, and are as followeth:—

Press 2, Line 13.—Leave out from "*Banlieue*" to "day" in line 18, both inclusive, and insert "Municipality of *Three Rivers* shall cease and determine, and that the extent of Territory now forming the same shall thenceforward form two separate and distinct Municipalities, one of which shall consist of and comprise the Town or Borough of *Three Rivers*, and shall be, and be called the Municipality of the Town of *Three Rivers*, and the other of which shall consist of and comprise the remainder of the said extent of Territory, and shall be, and be called the Municipality of the *Banlieue* of *Three Rivers*." Hochelaga Division Bill.

Press 2, Line 25.—Leave out from "remainder" to "it" in line 27, both inclusive, and insert "Town of *Three Rivers*."

" " " 33.—Leave out "Jointly."

" " " 34.—Leave out from "each" to "same," both inclusive, in the same line, and insert "the "Municipality of the Town "of *Three Rivers*."

" 3, " 16.—Leave out from "shall" to "same" in line 17, both inclusive, and insert "as well "as all Real and Immoveable "Property then belonging to "the said last mentioned Municipality, shall belong to "the Municipality of the "Town of *Three Rivers*."

And the said amendments being again read, they were agreed to by the House.

Ordered, That Mr. *Leslie* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendments.

Quebec Gas Bill.

On motion of Mr. *Chabot*, seconded by Mr. *Chauveau*,

Ordered, That the amendment made by the Legislative Council to the Bill intituled, "An Act "for Lighting the City of *Quebec* with Gas," be now taken into consideration.

The House proceeded accordingly to take the said amendment into consideration.

And the said amendment was read, and is as followeth:—

Press 3, Line 30.—After "annum," insert, "Provided always, that before "the issuing of any such Debentures or Corporation "Bonds, the said Corporation "shall have enacted and ordained a By-Law, specifying "the principal Streets, Lanes "and Public Places within "the limits of the City which "are to be supplied with Gas, "and shall, after duly advertising for Tenders, have entered into a Contract with "the lowest bidder, giving "security to their satisfaction "for the performance of the "work, and for keeping the "same in good repair for three "years, at a sum not exceeding thirty thousand pounds,

" including the necessary Real
" Property and materials."

And the said amendment being again read, it was agreed to by the House.

Ordered, That Mr. *Chabot* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to to their amendment.

On motion of Mr. *Chabot*, seconded by Mr. *Chauveau*.

Quebec Water Bill.

Ordered, That the amendments made by the Legislative Council to the Bill, intituled, " An Act " for supplying the City of *Quebec*, and parts " adjacent thereto with Water," be now taken into consideration.

The House proceeded accordingly to take the said amendments into consideration.

And the said amendments were read, and are as followeth:—

Press 8, Line 15.—After "annum," insert " Pro-
" vided always, that before
" the issuing of any such
" Debentures or Corporation
" Bonds, the said Corporation
" shall have enacted and or-
" dained a By-Law, specifying
" the principal Streets, Lanes,
" and Public Places within
" the limits of the City which
" are to be supplied with
" Water, and shall, after duly
" advertising for Tenders, have
" entered into a Contract with
" the lowest bidder, giving
" security to their satisfaction
" for the performance of the
" work, and for keeping the
" same in good repair for three
" years, at a sum not exceed-
" ing fifty thousand pounds, in-
" cluding the necessary Real
" Property and materials."

" 12, " 1.—After "notwithstanding," in-
" sert clause A, as follows:—

CLAUSE A.

" And be it enacted, that
" it shall and may be lawful
" for the said Corporation,
" and they are hereby required
" from time to time, as occa-
" sion may require, to appoint
" a fit and proper person to be
" the Superintendent or En-
" gineer for the management
" of the said Water Works,
" and of any Gas Works under
" the control of the said Cor-
" poration, and to prescribe
" and regulate the duties
" of the said Office, and at
" their pleasure to remove any
" such person from the said
" Office and appoint another in
" his place, and the said Cor-
" poration shall take such se-
" curity for the due execution
" of the said Office as they
" shall think proper, and
" shall and may grant and
" allow to the said Officer
" such Salary, allowance, or
" other compensation for his
" services as they may think
" fit: Provided always, that
" such Superintendent or En-
" gineer shall account to the
" said Corporation quarterly,
" or oftener if required."

And the said amendments being again read, they were agreed to by the House.

Ordered, That Mr. *Chabot* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendments.

On motion of the Honourable Mr. *Baldwin*, seconded by Mr. *Price*,

Address, Exemption from Duties of Stores, &c. for use of Troops.

Resolved, That an humble Address be presented to His Excellency the Governor General, requesting that His Excellency will be graciously pleased to cause to be laid before this House, Copies of all the Correspondence had between the Provincial and Imperial Governments, during the last Session of the Provincial Parliament, or at any time subsequent to the same, on the subject of the exemption from Duties of Stores and Provisions, Goods, Wares, and Merchandize imported or supplied for the use of Her Majesty's Land and Sea Forces in this Province, and the important bearing of the same on the Agricultural Interests of this Province.

Ordered, That the said Address be presented to His Excellency the Governor General, by such Members of this House, as are of the Honourable the Executive Council of this Province.

Printed.

Ordered, That the Petition of Messieurs *Gilmour* and Company, and others, Merchants, and other Citizens of the City of *Montreal*, be printed for the use of the Members of this House.

Toronto Incorporation Act Bill.

Mr. *Armstrong*, from the Committee of the whole House on the Bill to amend the Act of Incorporation of the City of *Toronto*, reported, according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill as amended be Engrossed.

Administration of Justice Bill, (L. C.)

Mr. *Laurin*, from the Committee of the whole House on the Bill relative to the administration of Justice in *Lower Canada*, reported according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House.

Mr. *Chauveau* moved, seconded by Mr. *Chabot*, that the Third clause of the said Bill be struck out.

The question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth;—

YEAS.

Messieurs *Baldwin*, *Berthelot*, *Cauchon*, *Chabot*, *Chauveau*, *Christie*, *DeBleury*, *Desaunier*, *DeWitt*, *Franchère*, *Guillet*, *LaFontaine*, *Macdonell* of Stormont, *Méthot*, *Morin*, and *Rousseau*.—(16.)

NAYS.

Messieurs *Boulton*, *Boutillier*, *Cayley*, *Colvile*, *Cummings*, *Daly*, *Dickson*, Attorney General *Draper*, *Drummond*, *Duggan*, *Foster*, *Gowan*, *Hale*, *Jessup*, *Lantier*, *Laterrière*, *Laurin*, *Leslie*, *M'Connell*, *Moffatt*, *Papineau*, *Petrie*, *Robinson*, *Sherwood* of Brockville, Solicitor General *Sherwood*, *Smith* of Frontenac, Attorney General *Smith*, *Stewart* of Bytown, *Taché*, Solicitor General *Taschereau*, and *Viger*.—(31.)

So it passed in the negative.

Ordered, That the said Bill as amended be Engrossed.

Trade.

The Order of the Day for the House in Committee on certain Resolutions to be proposed on the subject of restrictions on the Trade of this Province, being read;

Trade.

The House accordingly resolved itself into the said Committee.

Mr. *Christie* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Christie* reported, that the Committee had made some progress, and had directed him to move for leave to sit again.

Mr. Speaker having put the question, Shall the Committee have leave to sit again?

It passed in the negative.

Resolved, That the proposed series of Resolutions moved by Mr. *Merritt*, in Committee of the whole House this day, on the subject of Trade, and also, the proposed series of Resolutions moved by Mr. *Williams*, in amendment thereto, be referred to a Select Committee composed of Mr. *Williams*, the Honourable Mr. *Cayley*, Mr. *Merritt*, the Honourable Mr. *Robinson*, and Mr. *Leslie*, to consider the same, and to report thereon with all convenient speed; with power to send for persons, papers, and records.

Message from Legislative Council.

A Message from the Legislative Council, by *John Fennings Taylor*, Esquire, one of the Masters in Chancery.

LEGISLATIVE COUNCIL,
Monday, 1st June, 1846.

Bytown Incorporation Bill.

Ordered, That one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House that the Legislative Council agrees to the Conference desired upon the subject matter of the amendments made by this House to the Bill intituled, "An Act to define "the limits of *Bytown*, and to establish a Town "Council therein," and that the Managers on the part of this House are to be the Honourable Messieurs *Ferguson* and *Macaulay*, who are to meet the number of Managers on the part of the Legislative Assembly, required by Parliamentary usage, presently in the Committee Room of the Legislative Council.

And also,

LEGISLATIVE COUNCIL,
Monday, 1st June, 1846.

New Brunswick Boundary Line.

Ordered, That one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House that His Excellency, the Governor General, has appointed to-morrow at twelve o'clock (noon) to be attended with the Addresses of both Houses on the subject of the Boundary between this Province and the Province of *New Brunswick*, and that in consequence of the advanced state of the Session, the Legislative Council have ordered that such Members of this House as are Members of the Executive Council only, do attend His Excellency at that time on the part of this House.

And then he withdrew.

Bytown Incorporation Bill.

Resolved, That four Managers be appointed to meet the Managers appointed by the Honourable the Legislative Council, at the time and place appointed for the holding of the Conference desired upon the amendments made by their Honours to the Bill intituled, "An Act to de- "fine the limits of *Bytown*, and to establish a "Town Council therein."

Ordered, That Mr. *Stewart* of *Bytown*, Mr. *Smith* of *Frontenac*, Mr. *Hall*, and Mr. *Dickson*, be appointed Managers on the part of this House.

On motion of the Honourable Mr. Attorney General *Draper*, seconded by Mr. *Sherwood* of *Brockville*,

New Brunswick Boundary Line.

Ordered, That such Members of this House as are of the Honourable the Executive Council of this Province, do attend His Excellency the Governor General, on the part of this House, with the Addresses of both Houses on the subject of the Boundary Line between this Province and the Province of *New Brunswick*.

An Engrossed Bill to amend the Act of Incorporation of the City of *Toronto*, was read for the third time. Toronto Incorporation Act Bill.

Resolved, That the Bill do pass.

Ordered, That Mr. *Boulton* do carry the said Bill to the Legislative Council, and desire their concurrence.

An Engrossed Bill to amend the Law relative to the Administration of Justice in *Lower Canada*, was read for the third time. Administration Justice, (L. C.)

Resolved, That the Bill do pass.

Ordered, That the Honourable Mr. Attorney General *Smith* do carry the said Bill to the Legislative Council, and desire their concurrence.

Mr. *Williams*, from the Select Committee to which was referred that part of the Report of the Chairman of the Board of Works, which refers to Lake *St. Peter*, presented to the House, the Report of the said Committee, which was again read at the Clerk's table. Lake St. Peter.

(*For the said Report, see Appendix U. U.*)

Ordered, That the said Report be printed for the use of the Members of this House. Printed.

The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, delivered to Mr. Speaker, a Message from His Excellency the Governor General, signed by His Excellency. Message from Governor General.

And the said Message was read by Mr. Speaker, all the Members of the House being uncovered, and is as followeth:—

CATHCART.

The Governor General informs the Legislative Assembly with reference to their Address dated the 29th ultimo, that he has issued his Warrant in favor of *William Burns Lindsay*, Esquire, the Clerk of the House, for the sum of four thousand pounds currency, towards refraying the Contingencies of the House. Contingencies.

GOVERNMENT HOUSE,
1st June, 1846.

The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, laid before the House, by command of His Excellency the Governor General, Return to Address.

Return to an Address from the Legislative Assembly, to His Excellency the Governor General, dated the 11th of May last; praying that His Excellency will be pleased to lay before them, "Copies of all Petitions, Papers, and Documents, addressed to the Board of Works, from any Inhabitant or Inhabitants of the County of *Dundas*, relative to a Bridge across the *Williamsburg* Canal, in front of the Village of *Maria Town*, as also all Petitions addressed to the Head of the Government, on the same subject."

BOARD OF WORKS,
Montreal, 20th May, 1846.

SIR,

In obedience to the Order of the House of Assembly of the 11th instant, calling for all Petitions, &c., presented to this Department, on the subject of the construction of a Bridge across the *Rapide Plat* Canal at *Maria Town*, I have the honour to state, for the information of His Excellency, that the only Document of this nature in possession of the Board, is the accompanying Petition enclosed by *A. M'Donell*, Esquire, bearing date the 14th March, 1844.

A Petition of similar import was presented from *J. Harris* and others, on the 16th of April last, but

from being informal, it was returned to the parties, with advice as to the channel through which it should be transmitted.

I have the honour to be, Sir,
Your very obedient servant,
HAMILTON H. KILLALY.

The Hon. D. Daly,
Provincial Secretary.

Maria Town,
West Williamsburgh, 14th March, 1844.

Sir,

I have the honour to transmit herewith a representation from certain inhabitants of the County of *Dundas* to the Board of Works, praying that the communication at this place to the *St. Lawrence* may be kept open, by affording the necessary facilities for crossing the Canal now in progress, which will cut off the communication to the Ferry to *Waddington*.

The loss and inconvenience of being deprived of the Ferry at this point would be very great, as well as injurious to the collection of the Revenue.

I have the honour to be,
Sir,
Your most obedient Servant,
ALEXANDER M'DONELL,
Collector of Customs,
Port of *Maria Town*.

Thomas A. Begley, Esquire,
Secretary Board of Works.

To the Honourable the Board of Works:

The undersigned, inhabitants of the County of *Dundas*, beg leave to represent to your Honourable Board, that the Canal now about to be made along the front of this County, will cut off the communication with the River *St. Lawrence* at the village of *Maria Town*, where a Ferry has been established since the first settlement of the Country to *Waddington*, in the State of *New York*. This being the nearest and most convenient part of the River for crossing at all seasons of the year, for several miles on either side, we hope your Honourable Board will take into consideration the loss and inconvenience the inhabitants of this County, and the public in general, would sustain from being deprived of so important and necessary a thoroughfare to a place so extensively connected with this part of the Province in its trade and commerce, a Port of Entry being placed at this point by the Government for the collection of Duties. We do not wish to dictate to your Honourable Board as to the best manner of keeping up this communication, but would humbly beg you will afford the necessary facilities for crossing the Canal at this Village.

Maria Town,
14th March, 1844.

George Brouse, Thomas Reynolds, M. D.; *William Sharts*, Minister; *Alex. M'Donell*, Collector of Customs; *Henry G. Stearns*, Merchant; *William Raymond, Jacob Hams*, Innkeeper; *G. Bartholimew*, Ferryman; *George Taylor*, Shoemaker; *J. Brouse*, Merchant; *Isaac Rose*, Merchant; *George Froats*, Shoemaker; *Daniel Rose*, Tailor; *J. W. Rose*, Merchant; *John Hanes*, Innkeeper; *John Cappell*, Saddler; *George Markley*, J. P.; *John Deeks*, Farmer; *Alex. Colquhoun*, Farmer; *Bottis Higgle*, Tanner; *Riley Johnson*, Farmer; *John Finnelly*, Farmer; *Henry G. Merkley*, Hatter; *Samuel Nash*, Blacksmith; *Simon T. Stata*, Yeoman; *Samuel Rossiter, Herman Hayunga*, Min.; *John Whittiker*, Farmer; *William M'Kenzie*, Joiner; *James Dorin*, Farmer; *Alex. Colquhoun*, Jr., Farmer; *Peter Hanes*, Joiner; *Jacob Casselman, Gilbert Vannuller, Daniel T. Bnaeffle, J. R. Castleman, George Singenbeller, Jacob Meekley*, Senior; *Henry Weegan, C. Keirnes, Wm. Perrin, J. P. Crysler, Peter Marselis, Jacob J. Merkley, Joseph Becksted, John T. Casselman, John A. Casselman, Christoper Merkley, Cephrenes M. Casselman; J. A. Pierce*, Innkeeper; *Adam Snyder, Martin Castleman*, Junior; *Martin Castleman, Charles Duvall, Adam Schwerdfeger, William Loucks, Peter Shaver*, J. P.; *Jas. West*, Deputy Surveyor; *William Swayne, Michael Pillar, Donald M'Gillivray, Andrew Brown, John H. Munroe, Edmund Dorwin, Solomon Dorwin, James Soper, Henry Delanleaugh, William Littlebrant, James Colquhoun, Michael Schwerdfeger, Michael Bedsted, George Doren, John Froats, Philip Froats, A. M'Farling*, Farmer; *Patrick Higgins, John Crysler*, J. P.; *Amando Well*, Attorney at Law; *Walter Bell*, P. M.; *David M'Culloch, George Kelly, Isaac Keeler, Nelson Hotman, Adam Nudu, George P. Morkboy, Benjamin Meeds, John M'Donald, John T. Brouse, Charles N. Holmes, George W. Marscks, Henry Schwerdfeger, George Dulmage, John V. Bedsted, Thomas Glynn, Peter Van Allen, William A. Bush, Sidney Doren, Samuel Logan, William Rose, Bernard Whittaker, William Tray*, D. P. S.

Ordered, That certain Statements respecting the Imports and Exports of the Province of *Canada*, laid before the House on the thirtieth ultimo, be printed for the use of the Members of this House. Printed.

The Order of the Day for the second reading of the Bill to amend a certain Act, intituled, "An Act "to amend a certain Ordinance therein mentioned, "relative to the Turnpike Roads near *Quebec*," being read; Quebec Turnpike Roads Bill.

The said Bill was accordingly read, and committed to a Committee of the whole House.

Mr. *Chabot* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Chabot* reported, that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

The Order of the Day for the House in Committee on the Bill to amend the Law constituting the Board of Works, being read; Board of Works Bill.

The House accordingly resolved itself into the said Committee.

Mr. *Macdonell* of *Stormont* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Macdonell* of *Stormont* reported, that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

The Order of the Day for the House in Committee on the Bill to incorporate certain persons under the name of "the *Etobicoke* and *Mono Sixth* Line Road Company," being read; Etobicoke Road Bill.

The House accordingly resolved itself into the said Committee.

Mr. Solicitor General *Taschereau* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. Solicitor General *Taschereau* reported, that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Nicolet Registry Office Bill.

The Order of the Day for the second reading of the Bill to provide for the removal of the Registry Office of the County of *Nicolet*, from the place where it is now held, to *Bécancour*, being read;

The said Bill was accordingly read, and ordered to be Engrossed.

Dorchester Registry Office Bill.

The Order of the Day for the second reading of the Bill, to establish a separate Registry Office in the lower part of the County of *Dorchester*, being read;

Quorum.

Several Members having retired, the names of those present were taken down as followeth:—

MR. SPEAKER.

Messieurs *Baldwin*, *Boulton*, *Cauchon*, *Chalmers*, *Daly*, *DeWitt*, *Duggan*, *Hale*, *Hall*, *Laurin*, *Macdonald* of *Glengary*, *M'Connell*, *Méthot*, *Robinson*, *Rousseau*, and Solicitor General *Taschereau*.

And at twenty minutes past midnight,

Mr. Speaker adjourned the House for want of a Quorum.

Martis, 2° die Junii.

ANNO NONO VICTORIÆ REGINÆ, 1846.

11, *â Horâ, A. M.*

Nicolet Registry Office Bill.

AN Engrossed Bill to provide for the removal of the Registry Office of the County of *Nicolet*, from the place where it is now held, to *Bécancour*, was read for the third time.

Resolved, That the Bill do pass, and the Title be, "An Act to provide for the removal of the Registry Office of the County of *Nicolet*, from the place where it is now kept, to *Bécancour*."

Ordered, That Mr. *Méthot* do carry the said Bill to the Legislative Council, and desire their concurrence.

Rates of Postage.

The Honourable Mr. *Robinson*, from the Select Committee appointed to prepare and report the Draught of an humble Address to be presented to Her Majesty; praying that Her Majesty will be graciously pleased to take into her favourable consideration, the necessity of reducing the Rates of Postage in Her Majesty's North American Colonies; presented to the House the said draught of an Address, which was again read at the Clerk's table, and is as followeth:—

Address to the Queen.

To the Queen's Most Excellent Majesty.

MAY IT PLEASE YOUR MAJESTY,

We, Your Majesty's dutiful and Loyal Subjects, the Commons of *Canada* in Provincial Parliament assembled, sensible of the desire of Your Majesty at all times to listen favourably to every suggestion, which may have for its object the convenience and welfare of Your Subjects, in every portion of Your Majesty's widely extended Dominions, beg leave to represent to Your Majesty that while We thankfully acknowledge the great benefit, that has been conferred on the Inhabitants of the North American Colonies, by the establishment of a regular conveyance by Steam, of the Mails between *Great Britain* and *America*, We would respectfully call the attention of Your Majesty's Imperial Government to the necessity of providing for their more frequent transmission during the winter months.

We need scarcely remind Your Majesty, that mainly depending as the Inhabitants of these Colonies do, on the intercourse with the Mother Country, for their social happiness and commercial and agricultural prosperity, it is an object of the greatest importance to them, that every facility should be afforded to it; and that between the first of December and first of April, when but one Mail per month is despatched to and from the two countries, the necessity for a more frequent communication is particularly felt. It is during that period all the surplus produce of the country is purchased and prepared for the British Markets, and the prices here of our staple commodities being regulated entirely by those in *Britain*, both buyer and seller require the earliest notice of any change that may take place in the Markets of *Europe*, to prevent in many cases serious losses to the one or to the other.

Address to the Queen.

We would also urge as a further reason for the favourable consideration of our request, the fact, that during the winter both Your Majesty's Imperial Parliament and Colonial Legislatures, are generally in Session, and that it is highly desirable in many instances, that more frequent intercourse should take place between them, than once a month.

Taking these circumstances into consideration, and many others which, if necessary, might be mentioned, We humbly hope Your Majesty will be graciously pleased to cause the necessary measures to be adopted for insuring to Your Loyal Subjects in these Provinces, the transmission of the Mails at least twice a month during the whole year.

Intimately connected with the foregoing, is the excessive high rates of postage which Your Majesty's Colonial Subjects are compelled to pay by the Imperial Government, without any reference to the Local Legislature, and they deem it imperative on them to beseech Your Majesty, promptly to take the same into your gracious consideration.

We feel assured that Your Majesty will at once admit the hardship of British Subjects in one portion of the Empire being compelled to pay extravagantly for that, which by others is enjoyed at a merely nominal charge; while in *Britain* a letter may be sent to any portion of that country for one penny, the inhabitants of *Canada* are forced to pay, from four-pence half-penny to one shilling and four-pence Provincial Currency, for a single letter within the limits of the Province, although, at the same time, they can send a letter from any part of *Canada* to *Britain*, by Your Majesty's Royal Mail Steamers, for the last mentioned sum.

The Government of the *United States*, anxious to relieve their citizens from so vexatious a burthen, have, within the last year, reduced the Rates of Postage in that Country, from a standard similar to that still imposed upon us, to the more moderate charge of two-pence halfpenny sterling on a single letter, for a distance of 300 miles, and five pence for any distance beyond that. And We can assure Your Majesty that so great a boon enjoyed by a people living in their immediate vicinity, causes the Inhabitants of *Canada* to desire, with increased earnestness, the favorable consideration of Your Majesty's Government, on a question of so much importance to them.

We therefore humbly pray, that Your Majesty will be graciously pleased to direct that a reduction of our Rates of Postage may take place without delay; and if not to the extent enjoyed in the Mother Country, at least not exceeding the charge now made in the *United States*.

We state with confidence that the high Rates of Postage, now exacted, is a serious charge on the social and commercial intercourse of the Colonies, and that in order to evade it, much of the correspondence is conveyed by private individuals, to the serious loss of the revenue.

We are prepared to hear it objected, that the reduction asked for will cause such diminution in the Revenue of the Post Office, as might seriously impair the efficiency of that Department. But when it is considered that large sums are now annually paid for postage on account of the Public Service, We respectfully submit to Your Majesty, that both the Imperial and Colonial Governments might, with justice, be called upon to pay their fair proportion of

Address to the Queen.

any deficit that may be caused by a reduced rate, believing that the revenue from the great increase in the number of letters sent by Mail, will, in a short time, be found sufficient to meet the expenses of the Department.

We would also suggest the propriety of relieving the Press from charges which now bear heavily upon it, by allowing exchange Newspapers to be sent by Mail, free of postage, and remittances to Editors, in payment of their papers, to be transmitted by Post-masters without charge, as is the case in the *United States*.

We take this occasion to renew to Your Majesty the assurance of our sincere attachment to Your Majesty's Person and Government.

Printed.

Ordered, That the said Address be printed for the use of the Members of this House.

Bank of Upper Canada.

Mr. *Boulton*, from the Select Committee to which was referred the Petition of the Bank of *Upper Canada*, and other references, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Report.

Your Committee have carefully examined the several Petitions laid before your Honourable House, praying for a repeal of the Tax, which is one per cent. per annum on the issues of the Banks, taken from the average monthly returns of the circulation, and after mature consideration, they are of opinion that a reduction of this Tax is most desirable, inasmuch as they feel its continuance must prove exceedingly detrimental to the Monied and Commercial Interests of this Province.

Your Committee consider the Tax to be at variance with the principle of fair and equal taxation, operating as it does, as an Income Tax upon one particular class of the community, viz., Shareholders in our Chartered Banks, whilst Stockholders in every other Joint Stock or Incorporated Company are exempted from any similar imposition.

Your Committee further consider, apart from this Tax being inconsistent with fair taxation, it is unduly onerous, being equal to eight per cent. upon the Dividends of the Shareholders, which is more than four times the amount of the Income Tax in *England*, and when they reflect that a majority of the holders of Bank Stock in *Canada* are persons whose sole income, or the greater part of it, is derived from their Dividends, and who are, in many cases, unable to bear the deprivation of their property, which this Tax has had the effect of causing, they feel it to be a grievance which loudly calls for the interference of your Honourable House.

In pursuing their investigation on this important subject, your Committee have been unable to discover that any other Tax is imposed on Banks in *England*, than the stamps for their notes, and the Income Tax on Dividends, when they amount to a given sum; and that the Tax upon these items bears but a very small proportion to their profits, when contrasted to that imposed on the Banking Institutions of *Canada*.

Your Committee have ascertained, that in the State of *New York*, a Tax is imposed upon Bank Capital, but they beg to draw the attention of your Honourable House to the fact, that in that State the Tax is not imposed for the purpose of contributing to the State revenue, but to form a Safety Fund for securing the public against loss.

And it is believed, that in no other Country than *Canada* is there in existence such a Tax as that complained of; and whilst the Capital employed in Banking in *Canada* is acknowledged to be insufficient for developing the resources and extending the Commerce of this young and rising country, they cannot reconcile the continuance of this Tax with the true interests of the Province, or with the change now taking place in the commercial policy of the Empire.

Report.

Your Committee are of opinion that the Petitioners have just reason to complain of the injustice of the Tax referred to, conceiving as they do, that the Tax has had the effect of depreciating the value of their property, which, from being considered a few years ago, the most eligible investment in point of interest, and the facility with which it could be realized when required, has now come to be looked upon in a very different and secondary light; and they are satisfied the imposition of the Tax upon the circulation, instead of upon the profit, has had and must continue to have a most injurious effect upon the public generally, by inducing the Banks, too frequently, to seek business of a nature not involving the issue of Bank notes, and thus causing the agriculturist and mechanic, who are most benefited by a free circulation of money, to be serious sufferers in consequence.

Your Committee are of opinion, that a continuance of the present Tax must necessarily have the effect of preventing the employment of more capital in banking than we now enjoy, and that this alone, must prove injurious to the growing commerce of this Province.

Your Committee are further of opinion, that, whilst they have no hesitation in denouncing the continuance of the Tax as most impolitic, and whilst they are satisfied that its longer continuance cannot be defended on other grounds than for the sake of revenue, the general revenues of the country are indirectly diminished to a much greater extent than the Tax received by the contractions in commerce necessarily consequent upon the course forced upon the Banks by this impolitic and injurious Tax.

Your Committee, therefore, most respectfully recommend your Honourable House to pass a Bill, repealing this unjust, unequal, and oppressive Tax, or if a Tax on banking institutions is considered advisable, that the Tax be imposed on the dividends, and not on the circulation, as at present.

Printed.

Ordered, That the said Report be printed for the use of the Members of this House.

On motion of Mr. *Macdonell* of *Stormont*, seconded by Mr. *Cummings*,

Address, Claims of Inhabitants of *Mille Roches*, &c.

Resolved, That an humble Address be presented to His Excellency the Governor General, praying that His Excellency will be pleased to inform this House what steps have been taken by the Executive Government to adjust the claims of the Inhabitants of *Mille Roches;* also, on the Address of this House, during the last Session, on the claim of *Peter Anderton*, and of *Peter* and *Robert M'Kay*, Contractors on the *St. Lawrence* Canal.

Ordered, That the said Address be presented to His Excellency the Governor General, by such Members of this House as are of the Honourable the Executive Council of this Province.

Quebec and Halifax Railroad.

The Honourable Mr. Attorney General *Smith*, from the Select Committee to which were referred the Resolutions adopted by this House, on the twenty-sixth of May last, on the subject of the *Quebec* and *Halifax* Railroad, to prepare and report the draught of an Address to His Excellency the Governor General, in conformity therewith, presented to the House the draught of the said Address, which was again read at the Clerk's table, and agreed to by the House, and is as followeth:—

Address.

To His Excellency Lieutenant General the Right Honourable *Charles Murray*, Earl *Cathcart*, of *Cathcart*, in the County of *Renfrew*, Knight, Commander of the most Honourable Order of the Bath, Governor General of British *North America*, and Captain General and Governor in Chief in and over the Provinces of *Canada, Nova Scotia, New Brunswick*, and the Island of *Prince*

Address.

Edward, and Vice-Admiral of the same, and Commander of Her Majesty's Forces in British *North America*.

MAY IT PLEASE YOUR EXCELLENCY,

We, Her Majesty's dutiful and loyal Subjects, the Commons of *Canada*, in Provincial Parliament assembled, humbly beg leave to thank Your Excellency for your Message of the twelfth ultimo, relative to the projected Railroad from *Quebec* to *Halifax*.

We assure Your Excellency, that We are fully sensible of the value and importance in a political point of view, of improving the Inland Route between *Quebec* and *Halifax*, by the construction of a Railroad, thereby shortening the time within which communications can take place between this Province and the Mother Country, and facilitating the defence of the British Possessions, on this Continent, in the event of a war.

We are humbly of opinion, that a Survey and Estimate should be made for the purpose of ascertaining the best Route for, and the cost of constructing such Railroad from *Quebec* to the South-Eastern Boundary of this Province, to unite with a Railroad to be constructed onwards to *Halifax*, and that a Report should also be obtained of the nature of the Country, through which the first mentioned Railroad will pass—its Population, Resources, Trade, and such other statistical information, as will enable the Legislature to judge of the Commercial value and importance of the projected improvement, and to decide on the extent to which it may be for the interest of this Province, to co-operate with the Imperial Government and the Sister Colonies, in encouraging and assisting the completion of this undertaking.

We therefore humbly pray that Your Excellency will be pleased to take the necessary measures to procure such Survey, Estimate, Report, and information, assuring Your Excellency that we will make good the expense attending the same.

Ordered, That the said Address be Engrossed.

Ordered, That the said Address be presented to His Excellency the Governor General, by such Members of this House as are of the Honourable the Executive Council of this Province.

Williamsburg Bridge.

Resolved, That the Return to an Address of the eleventh ultimo, for various Documents relative to a Bridge across the *Williamsburg* Canal, in front of the village of *Maria Town*, laid before this House yesterday, be referred to a Select Committee, composed of Mr. *Macdonell* of *Dundas*, Mr. *Foster*, and Mr. *M'Connell*, to report thereon with all convenient speed; with power to send for persons, papers, and records.

On motion of Mr. *Williams*, seconded by Mr. *Petrie*,

Lake St. Peter.

Ordered, That the Report of the Select Committee, to which was referred that part of the Report of the Chairman of the Board of Works which refers to Lake *St. Peter*, be committed to a Committee of the whole House on Thursday next.

District Courts Act Bill.

Ordered, That Mr. *Duggan* have leave to bring in a Bill to amend an Act, intituled, "An Act to "amend, consolidate, and reduce into one Act, "the several Laws now in force establishing or "regulating the Practice of the District Courts "in that part of the Province formerly *Upper* "*Canada*."

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time tomorrow.

Etobicoke Road Bill.

Mr. Solicitor General *Taschereau*, from the Committee of the whole House on the Bill to incorporate certain persons under the name of "the *Etobicoke* and *Mono* Sixth Line Road Company," reported according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill as amended be Engrossed.

Quebec Turnpike Roads Bill.

Mr. *Chabot*, from the Committee of the whole House on the Bill to amend a certain Act, intituled, "An Act to amend a certain Ordinance therein "mentioned, relative to the Turnpike Roads near "*Quebec*," reported according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill as amended be Engrossed.

Superior Courts Bill, (U. C.)

The Order of the Day for the second reading of the Bill to provide for the permanent accommodation of the Superior Courts of Law and Equity, in that part of this Province, formerly *Upper Canada*, being read;

The said Bill was accordingly read, and ordered to be Engrossed.

Smuggling Bill.

The Order of the Day for the second reading of the Bill for the further prevention of Smuggling, being read;

The said Bill was accordingly read, and ordered to be Engrossed.

Civil List Bill.

The Order of the Day for the second reading of the Bill for the granting a Civil List to Her Majesty, being read;

The said Bill was accordingly read.

The Honourable Mr. *Cayley* moved, seconded by the Honourable Mr. Attorney General *Smith*, that the said Bill be Engrossed.

The Honourable Mr. *Baldwin* moved in amendment, seconded by the Honourable Mr. *LaFontaine*, that all the words after "That," in the said motion, be struck out, and the following substituted, "The "House will, this day, resolve itself into a Committee "of the whole House, on the said Bill."

The question having been put on the said motion of amendment, it was agreed to by the House.

The question being then put upon the main motion as amended, it was also agreed to, and

Resolved, That this House will, this day, resolve itself into a Committee of the whole House, on the said Bill.

Administration of Criminal Justice Bill, (U. C.)

The Order of the Day for the second reading of the Bill for defraying the expenses of the Administration of Justice in Criminal matters, in that part of this Province, formerly *Upper Canada*, being read;

The said Bill was accordingly read, and ordered to be Engrossed.

Gulf St. Lawrence Improvement Bill.

The order of the Day for the second reading of the Bill to authorize the appropriation of nineteen thousand pounds to the improvement of the Gulf *St. Lawrence*, being read;

The said Bill was accordingly read, and ordered to be Engrossed.

Quebec Relief Bill.

The Order of the Day for the second reading of the Bill for enabling Her Majesty to direct the issue of Debentures to a limited amount, and for giving relief to the City of *Quebec*, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House.

Mr. *Armstrong* took the Chair of the Committee, and after some time spent therein,

Quebec Relief Bill.

Mr. Speaker resumed the Chair;

And Mr. *Armstrong* reported, that the Committee gone gone through the Bill, and had made several amendments thereto, which he was directed to report to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Jesuits Estates Revenue Bill.

The Order of the Day for the second reading of the Bill for the appropriation of the Revenues arising from the Jesuits Estates, for the year one thousand eight hundred and forty-six, being read;

The said Bill was accordingly read, and ordered to be Engrossed.

Bankrupt Laws Bill.

The Order of the Day for the House in Committee on the Bill to continue and amend the Bankrupt Laws now in force in this Province, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Duggan* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Duggan* reported, that the Committee had gone through the Bill, and had made several amendments thereto, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill as amended be Engrossed.

Message from Legislative Council.

A Message from the Legislative Council, by *John Fennings Taylor*, Esquire, one of the Masters in Chancery:—

LEGISLATIVE COUNCIL,
Tuesday, 2nd June, 1846.

Alex. M'Leod.

Ordered, That one of the Masters in Chancery do go down to the Legislative Assembly, to request that they will communicate to this House copies of the Minutes of Evidence, Documents and Papers, upon which is founded the Address to Her Majesty upon the subject of the claim of *Alexander M'Leod*, for remuneration from Her Majesty's Government.

And then he withdrew.

The Master in Chancery was then called in, and informed by Mr. Speaker, that this House will send an answer by Message.

Message from Legislative Council.

Another Message from the Legislative Council, by *John Fennings Taylor*, Esquire, one of the Masters in Chancery:—

MR. SPEAKER,

The Legislative Council have passed the following Bills, without any amendment:—

Montreal and Lachine Railroad Bill.

"An Act to incorporate the *Montreal* and *Lachine* "Railroad Company."

"*Banque des Marchands*" Bill.

"An Act to incorporate '*La Banque des Mar-* "*chands.*'"

Expiring Laws Bill.

"An Act to continue for a limited time, certain "Acts and Ordinances therein mentioned."

And then he withdrew.

Return to Address.

The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, laid before the House, by command of His Excellency the Governor General,

James Coons.

Return to an Address from the Legislative Assembly to His Excellency, the Governor General, dated the 11th ultimo, praying that His Excellency would be pleased to cause to be laid before them, "Copies of any Petitions, Letters, or Addresses from *James Coons*, of *Matilda*, or on his behalf, to the Executive Government and the Board of Works, relative to his claims for damages under the Canal Act, and the replies, (if any,) thereto; and all Correspondence on the same subject from *William Freeland* with Government or the Board of Works; and also that he will be pleased to cause to be laid before this House, Copies of all Letters and Instructions from the Crown Officers, the Executive Government, or Board of Works, or any of the Officers, or Mr. *Freeland*, on this subject; and also information relative to the appointment of Mr. *Freeland*, its date, the exact nature of his duties, the amount of his salary, how and from what fund paid."

(*For the said Return see Appendix X. X.*)

James Coons.

Also,

E. S. de Rottermund.

Return to an Address from the Legislative Assembly to His Excellency the Governor General, dated the 23d ultimo, praying that His Excellency would be pleased to cause the proper officer to lay before them, "Copies of any Report or Reports from *E. S. de Rottermund*, heretofore Chemist to the Geological Department, to the Head of the said Department, or to the Provincial Government; and also of all Correspondence between the said *E. S. de Rottermund* and the said Department, and between him and the Provincial Government."

(*For the said Return see Appendix W. W.*)

Also,

"Scugog Lake "and Narrows "Bridge" Road.

Return to an Address from the Legislative Assembly to His Excellency the Governor General, dated the 22d ultimo, praying that he would inform them, "Whether the Government have decided upon the Line of Road, upon which the two thousand pounds voted last year, and referred to in the Report of the Chairman of the Board of Works, under the name 'Road from *Scugog* Lake to the *Narrows* Bridge,' is to be laid out."

No decision has yet been come to as to the Line of Road upon which the grant of two thousand pounds is to be laid out; but a further report and information has been called for, to enable the Executive to decide upon the matter.

By Command,
D. DALY.

Provincial Secretary's Office,
Montreal, 2nd June, 1846.

Municipal Law Bill, (U. C.)

The Order of the Day for the second reading of the Bill to amend the Laws now in force, establishing Municipal Authorities in *Upper Canada*, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House.

Mr. *Colvile* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Colvile* reported, that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Contingencies.

The Order of the Day for the House in Committee on the Fourth Report of the Standing Committee on Contingencies, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Smith* of *Frontenac* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Smith* of *Frontenac* reported, that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, That the said Committee have leave to sit again on Thursday next.

On motion of Mr. *Gowan*, seconded by Mr. *Chauveau*,

Resolved, That the subject of the Salaries of the several Officers and Messengers of this House be referred to a Special Committee of five Mem-

Contingencies.

bers, to report their opinion upon a proper Scale or Schedule of Salaries or other allowances, to be paid to such Officers and Messengers; with power to send for persons, papers, and records.

Ordered, That Mr. *Gowan*, Mr. *DeWitt*, the Honourable Mr. *Morin*, the Honourable Mr. *Robinson*, and Mr. *Christie* do compose the said Committee.

Dorchester Registry Office Bill.

The Order of the Day for the second reading of the Bill to establish a separate Registry Office in the lower part of the County of *Dorchester*, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House.

Mr. *Cauchon* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Cauchon* reported, that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Orders postponed.

Ordered, That the remaining Orders of the Day be postponed until to-morrow.

Then, on motion of Mr. *Price*, seconded by Mr. *Cauchon*,

The House adjourned until to-morrow at Eleven o'clock, A. M.

Mercurii, 3° die Junii.

Anno Nono Victoriæ Reginæ, 1846.

11, *â Horâ, A. M.*

Quebec Turnpike Roads Bill.

An Engrossed Bill to amend a certain Act, intituled, "An Act to amend a certain Ordinance "therein mentioned, relative to the Turnpike Roads "near *Quebec*," was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Chauveau* do carry the said Bill to the Legislative Council, and desire their concurrence.

Gulf St. Lawrence Improvement Bill.

An Engrossed Bill to authorize the appropriation of nineteen thousand pounds to the improvement of the Gulf of *St. Lawrence*, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That the Honourable Mr. *Cayley* do carry the said Bill to the Legislative Council, and desire their concurrence.

Superior Courts Bill, (U. C.)

An Engrossed Bill to provide for the permanent accommodation of the Superior Courts of Law and Equity, in that part of this Province, formerly *Upper Canada*, was read for the third time.

Resolved, That the Bill do pass, and the Title be, "An Act to provide for the accommodation of "the Courts of Superior Jurisdiction in *Upper* "*Canada*."

Ordered, That the Honourable Mr. Attorney General *Draper* do carry the said Bill to the Legislative Council, and desire their concurrence.

Etobicoke Road Bill.

An Engrossed Bill to incorporate certain persons under the name of "the *Etobicoke* and *Mono* Sixth Line Road Company," was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Duggan* do carry the said Bill to the Legislative Council, and desire their concurrence.

Administration of Criminal Justice Bill, (U. C.)

An Engrossed Bill for defraying the expenses of the Administration of Justice in Criminal Matters, in that part of the Province formerly *Upper Canada*, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That the Honourable Mr. *Cayley* do carry the said Bill to the Legislative Council, and desire their concurrence.

Jesuits' Estates Revenues Bill.

An Engrossed Bill for the appropriation of the Revenues arising from the Jesuits' Estates, for the year one thousand eight hundred and forty-six, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That the Honourable Mr. *Cayley* do carry the said Bill to the Legislative Council, and desire their concurrence.

Smuggling Bill.

An Engrossed Bill for the further prevention of Smuggling, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That the Honourable Mr. *Cayley* do carry the said Bill to the Legislative Council, and desire their concurrence.

Petitions read.

Pursuant to the Order of the Day, the following Petitions were read:—

Of the Municipal Council of the District of *Niagara*, praying that relief may be granted to *Gilbert M'Micking*, for the destruction of his Steam Mill in the year one thousand eight hundred and forty.

Of *Thomas Champion* and others, praying for the re-erection of the Bridge over *Duffin's* Creek, between the first and second Concessions of the Township of *Pickering*.

Niagara Municipal Council.

Mr. *Cummings*, from the Select Committee to which was referred the Petition of the Municipal Council of the District of *Niagara*, (relating to a Road,) and other references, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Report.

Your Committee have delayed making their Report until the present late period of the Session, anticipating that the Board of Works, from representations made to that Body, would have seen the expediency as well as the necessity of acceding to the prayer of the Petition to your Honourable House.

Your Committee, however, find that notwithstanding the delay and time taken in communicating the views of the Board with the parties deeply interested, they have failed in carrying out an amicable adjustment of the matter of complaint set forth, which is, "That the Board of Works have decided on changing the line of the *Queenston* and *Grimsby* Road, so as to take it South of the village of *Jordan*, at the *Twenty Mile* Creek, in the Township of *Louth*, thereby diverting the travel from the line now used by the public, which passes directly through the village, which has within the period of nine years, as represented, to contain upwards of seventy substantial houses, with four churches. The village being thus laid out along the line of the old road, which also terminates with the Harbour, and will afford additional facilities to the inhabitants residing on both sides, in having access to the same, and should have been more favourably considered by the Board, even should it have been at the cost of a few hundred pounds more, by continuing the same through a flourishing and rapidly growing Village."

From the conflicting statements made by Mr. *Hall* and Mr. *George Keefer*, the Board of Works informed

Report.

your Committee, they had instructed Mr. *Shaw*, a third Engineer, to repair to the place, and report thereon, which report has been before your Committee, and by which it appears:

Estimate for grading and bridging Mr. *George Keefer's* Line ...	£2008	0	0
Ditto by Line under Contract ...	1953	0	0
In favor of Line under Contract, ...	£55	0	0

This Estimate differs in a very trifling degree from that first made by Mr. *George Keefer*, and which was as follows:—

Estimate by way of the Old Road through the Village,.....	£2001	16	3
Ditto by way of the New Line..	1965	2	3
In favor of New Line,.....	£36	14	0

Your Committee have given the subject due consideration, and find that it is the opinion of the Board of Works, by their letter to Mr. *Shaw*, of the 9th May last, that, strictly speaking, the Line contracted for is the best in an engineering point of view, but to meet the interests of the rising Village of *Jordan* and its vicinity, they would consent to the Road being made on the Line through it, as recommended by Mr. *Shaw*, on condition that the amount of expenditure necessary to make the Road through the Village, beyond that of making the Road contracted for, should be paid by the parties interested, and if difficulties are found to the adoption of this course, the work on the present Line is to be proceeded with on the existing contract.

This appears to your Committee an admission of the justness of the claim of the inhabitants, therefore they should not be subjected to this additional expense, they having offered to pay the first, and have already been at great expense to obtain what they are entitled to, and only an act of justice.

W. Hillis, et al.

Mr. *Ermatinger*, from the Special Committee to which was referred the Petition of *William Hillis* and others, of the District of *London*, and another reference, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Report.

Your Committee have taken into their consideration the Petitions referred to them, and have taken the testimony of several Witnesses on various charges contained in the said Petitions.

Your Committee find that at this late period of the Session it is wholly impracticable to complete the evidence on the charges contained in the said Petitions, and that a continuance of the proceedings of your Committee under the circumstances, would be inconclusive and unavailing.

Your Committee feel it their duty most respectfully to submit the above circumstances to your Honourable House.

On motion of Mr. *Williams*, seconded by Mr. *Armstrong*,

Address, Lake St. Peter.

Resolved, That an humble Address be presented to His Excellency the Governor General, praying that His Excellency will be pleased to cause to be laid before this House, Copies of all Communications made by the Chairman of the Board of Works to Captain *Bayfield*, R. N., to Captain *Beaufort*, R.N., and to *James M. Kendal*, Esquire, Civil Engineer, which drew from those gentlemen their approval of the new cut, (now in progress on Lake *St. Peter* under the Board of Works,) in preference to improving the old Ship Channel; and also, Copies of any Estimates heretofore made by the Board of Works, of the amount of excavation required, and the expense attending the same of the said old and new Channels respectively.

Ordered, That the said Address be presented to His Excellency the Governor General, by such Members of this House as are of the Honourable the Executive Council of this Province.

James Coons.

Resolved, That the Return to an Address of the eleventh ultimo, for Documents and Correspondence relative to the claims of *James Coons*, of *Matilda*, for damages under the Canal Act, laid before this House yesterday, be referred to a Select Committee, composed of Mr. *Macdonell* of *Dundas*, Mr. *Foster*, and Mr. *M'Connell*, to report thereon with all convenient speed; with power to send for persons, papers, and records.

On motion of Mr. *Dickson*, seconded by Mr. *Cummings*,

Alex. M'Leod.

Resolved, That a Message be sent to the Honourable the Legislative Council, communicating to their Honours, Copies of the Minutes of Evidence, Documents, and Papers, upon which is founded the Address to Her Majesty on the subject of the claim of *Alexander M'Leod*, for remuneration from Her Majesty's Government.

Ordered, That Mr. *Dickson* do carry the said Message to the Legislative Council.

On motion of the Honourable Mr. *Morin*, seconded by Mr. *Hale*,

Library.

Resolved, That this House do now resolve itself into a Committee of the whole House, on the Report of the Standing Committee appointed to assist Mr. Speaker in the direction of the Library.

The House accordingly resolved itself into the said Committee.

Mr. *Ermatinger* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Ermatinger* reported, that the Committee had made some progress, and had directed him to move for leave to sit again.

It being moved, and the question being put,

That the Committee have leave to sit again on Friday next?

The House divided.

Yeas..... 14.
Nays..... 19.

So it passed in the negative.

It being then moved, and the question being put,

That the Committee have leave to sit again, on this day six months?

The House divided thereon, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Berthelot*, *Boulton*, *Boutillier*, *Chabot*, *Colvile*, *Gowan*, *Jobin*, *LaFontaine*, *Lantier*, *Laterrière*, *Laurin*, *Leslie*, *Macdonald* of GLENGARY, *Macdonell* of STORMONT, *Méthot*, *Morin*, *Nelson*, *Petrie*, *Rousseau*, *Smith* of FRONTENAC, and *Stewart* of BYTOWN.—(21.)

NAYS.

Messieurs *Armstrong*, *Baldwin*, *Cayley*, *Chalmers*, *Chauveau*, *Christie*, *Cummings*, *Dickson*, Attorney General *Draper*, *Foster*, *Hale*, *Jessup*, *Macdonell* of DUNDAS, *Moffatt*, *Papineau*, *Robinson*, *Sherwood* of BROCKVILLE, Solicitor General *Sherwood*, Attorney General *Smith*, Solicitor General *Taschereau*, and *Viger*.—(21.)

And the votes being equally divided, Mr. Speaker gave his casting vote in the negative.

It being then moved, and the question being put,

That the Committee have leave to sit again, on this day three months?

The House divided thereon, and the names being called for, they were taken down as followeth:—

Library.

YEAS.

Messieurs *Berthelot, Boulton, Boutillier, Chabot, Colvile, DeWitt, Ermatinger, Gowan, Guillet, Jobin, LaFontaine, Lantier, Laterrière, Laurin, Leslie, Macdonald* of GLENGARY, *Macdonell* of STORMONT, *Méthot, Morin, Nelson, Petrie, Rousseau, Smith* of FRONTENAC, *Stewart* of BYTOWN, and *Taché*.—(25.)

NAYS.

Messieurs *Armstrong, Baldwin, Cayley, Chalmers, Chauveau, Christie, Cummings, Dickson,* Attorney General *Draper, Foster, Hale, Jessup, Macdonald* of CORNWALL, *Macdonell* of DUNDAS, *M'Connell, Moffatt, Papineau, Robinson, Sherwood* of BROCKVILLE, Solicitor General *Sherwood,* Attorney General *Smith,* Solicitor General *Taschereau, Viger,* and *Woods*.—(24.)

So it was carried in the affirmative, and

Ordered, That the said Committee have leave to sit again, on this day three months.

Bankrupt Laws Bill.

An Engrossed Bill to continue and amend the Bankrupt Laws now in force in this Province, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That the Honourable Mr. Attorney General *Smith,* do carry the said Bill to the Legislative Council, and desire their concurrence.

Board of Works Bill.

Mr. *Macdonell* of *Stormont,* from the Committee of the whole House, on the Bill to amend the Law constituting the Board of Works, reported according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House.

The Honourable Mr. *Baldwin* moved in amendment, to Schedule B. 4, of the said Bill, seconded by Mr. *Price,* that the words "Pleasure Vehicles, and "Vehicles carrying loads for hire, for twenty-four "hours use of road from 12 P. M., of one day, to 12 "P. M., of the next, with the same horse or horses," in the said Schedule, be struck out, and the following inserted in lieu thereof, viz: "Pleasure Vehicles, and "Vehicles carrying loads for hire, to pay on every "time of passing with right, (having so paid,) to "return at any time within four days, with the same "horse or horses, free."

The question having been put on the said motion of amendment, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Armstrong, Baldwin, Berthelot, Boutillier, Chabot, Chauveau, Christie, DeWitt, Guillet, Jobin, LaFontaine, Lantier, Laterrière, Laurin, Leslie, Macdonell* of STORMONT, *Méthot, Morin, Nelson, Price, Rousseau, Scott,* and *Taché*.—(23.)

NAYS.

Messieurs *Boulton, Cayley, Chalmers, Colvile, Cummings, Daly, Dickson,* Attorney General *Draper, Foster, Gowan, Hale, Hall, Jessup, Macdonald* of CORNWALL, *Macdonell* of DUNDAS, *M'Connell, Moffatt, Papineau, Petrie, Robinson, Sherwood* of BROCKVILLE, Solicitor General *Sherwood, Smith* of FRONTENAC, Attorney General *Smith, Stewart* of BYTOWN, Solicitor General *Taschereau, Viger,* and *Woods*.—(28.)

So it passed in the negative.

The Honourable Mr. *Baldwin* then moved in amendment, to Schedule B. 4, of the said Bill, seconded by Mr. *Price,* that the words "Pleasure Vehicles, "and Vehicles carrying loads for hire, for twenty-"four hours use of road, from 12 P. M., of one day, "to 12 P. M., of the next, with the same horse or "horses," in the said Schedule, be struck out, and the following inserted in lieu thereof, viz: "Pleasure "Vehicles, and Vehicles carrying loads for hire, to "pay on every time of passing, with right, (having "so paid,) to return at any time, within two days, "with the same horse or horses, free."

Board of Works Bill.

The question having been put upon the said motion of amendment, a division ensued, and the names being called for, they were taken down as followeth:

YEAS.

Messieurs *Armstrong, Baldwin, Berthelot, Boutillier, Cauchon, Chabot, Chauveau, DeWitt, Guillet, Jobin, LaFontaine, Lantier, Laterrière, Laurin, Leslie, Macdonell* of DUNDAS, *Macdonell* of STORMONT, *Méthot, Morin, Nelson, Price, Rousseau, Seymour, Smith* of FRONTENAC, *Smith* of WENTWORTH, *Stewart* of BYTOWN, and *Taché*—(27.)

NAYS.

Messieurs *Boulton, Cayley, Chalmers, Colvile, Cummings, Daly, DeBleury, Dickson,* Attorney General *Draper, Duggan, Ermatinger, Foster, Gowan, Hale, Hall, Jessup, Macdonald* of CORNWALL, *M'Connell, Merritt, Moffatt, Papineau, Petrie, Robinson, Scott, Seymour, Sherwood* of BROCKVILLE, Solicitor General *Sherwood,* Attorney General *Smith,* Solicitor General *Taschereau, Viger* and *Woods*—(30.)

So it passed in the negative.

The Honourable Mr. *Baldwin* then moved, in amendment to Schedule B. 4, of the said Bill, seconded by Mr. *Price,* that the words "Vehicles carry-"ing loads or passengers for hire, to pay on every time "of passing if loaded, and if empty half toll, returning "empty, having passed loaded free," in the said Schedule be struck out, and the following inserted in lieu thereof, viz.:—"Vehicles carrying loads or passen-"gers for hire, to pay on every time of passing if "loaded, and if empty half toll, with right, (having "so paid,) to return free."

The question having been put upon the said motion of amendment, a division ensued, and it passed in the negative.

The Honourable Mr. *Moffatt* moved, seconded by Mr. *Chauveau,* that the twenty-sixth clause of the said Bill be struck out.

The question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Armstrong, Berthelot, Boutillier, Cauchon, Chabot, Chalmers, Chauveau, DeWitt, Guillet, Jobin, LaFontaine, Lantier, Laterrière, Laurin, Leslie, Macdonald* of GLENGARY, *Macdonell* of DUNDAS, *Macdonell* of STORMONT, *Méthot, Moffatt, Morin, Nelson, Rousseau, Smith* of WENTWORTH, and *Taché*—(25.)

NAYS.

Messieurs *Baldwin, Cayley, Colvile, Cummings, Daly, DeBleury, Dickson,* Attorney General *Draper, Duggan, Ermatinger, Foster, Gowan, Hale, Hall, Jessup, Macdonald* of CORNWALL, *M'Connell, Merritt, Papineau, Petrie, Price, Robinson, Scott, Seymour, Sherwood* of BROCKVILLE, Solicitor General *Sherwood, Smith* of FRONTENAC, Attorney General *Smith, Stewart* of BYTOWN, Solicitor General *Taschereau, Viger* and *Woods*—(32.)

So it passed in the negative.

Mr. *Merritt* moved, seconded by Mr. *Hall,* That on all Canals the raw material be exempt from toll, when the manufactured article is subjected to toll made therefor, and returning the same way.

The question having been put upon the said motion, a division ensued, and it passed in the negative.

Ordered, That the said Bill as amended be Engrossed.

Quebec Relief Bill.

Mr. *Armstrong,* from the Committee of the whole House on the Bill for enabling Her Majesty to direct the issue of Debentures to a limited amount, and for giving relief to the City of *Quebec,* reported according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House.

Quebec Relief Bill.

On motion of Mr. Solicitor General *Taschereau*, seconded by the Honourable Mr. Attorney General *Smith*,

Ordered, That the following amendment be made to the eighteenth Clause of the said Bill: strike out the word "formalities" and insert the word "provisions."

Ordered, That the said Bill as amended be Engrossed.

Municipal Bill, (U. C.)

The Order of the Day for receiving the Report of the Committee of the whole House on the Bill to amend the Law now in force, establishing Municipal Authorities in *Upper Canada*, being read;

On motion of Mr. *Smith* of *Frontenac*, seconded by Mr. *Macdonald* of *Cornwall*,

Resolved, That this House do now again Resolve itself into a Committee of the whole House on the said Bill, for the purpose of adding the two following Clauses:

"And be it enacted, That for and notwithstanding anything in the thirty-seventh section of the said first recited Act, the District Surveyor appointed by the Warden of any District, shall go out of office from the time his successor shall be appointed under this Act, and thereafter no District Surveyor shall be appointed by the Warden of any District. Provided always, that any present District Surveyor may be appointed to perform the duties of that office by the District Council."

"And be it enacted, That at their first Meeting in the year one thousand eight hundred and forty seven, the District Council shall appoint a proper person to be District Surveyor, and may from time to time remove him and appoint another in his stead, or may replace him. And the District Surveyor so appointed shall have all the powers, and perform all the duties assigned to the said District Surveyor by the Act aforesaid, and shall be subject to all the provisions thereof, in so far as may be consistent with this Act."

The House accordingly resolved itself into the said Committee.

Mr. *Duggan* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

Municipal Bill, (U. C.)

And Mr. *Duggan* reported, that the Committee had gone through the Bill, and had made several amendments thereto, which amendments were again read at the Clerk's table, and agreed to by the House.

Mr. *Macdonald* of *Cornwall* moved, seconded by Mr. *Sherwood* of *Brockville*, that the said Bill be now re-committed, with the view of inserting a Proviso to the effect, that the alterations proposed in the manner of appointing the several Wardens, Treasurers, Clerks, and Surveyors, shall not affect the present incumbents.

The question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Boulton*, *Cayley*, *Colvile*, *Daly*, *Dickson*, Attorney General *Draper*, *Ermatinger*, *Foster*, *Gowan*, *Hale*, *Hall*, *Macdonald* of CORNWALL, *Moffatt*, *Monro*, *Papineau*, *Robinson*, *Sherwood* of BROCKVILLE, Attorney General *Smith*, Solicitor General *Taschereau* and *Williams*—(20.)

NAYS.

Messieurs *Armstrong*, *Baldwin*, *Berthelot*, *Cauchon*, *Chabot*, *Chalmers*, *Chauveau*, *DeBleury*, *Desaunier*, *DeWitt*, *Duggan*, *Franchère*, *Guillet*, *Jobin*, *LaFontaine*, *Lantier*, *Laurin*, *LeMoine*, *Leslie*, *Macdonald* of GLENGARY, *Macdonell* of DUNDAS, *Macdonell* of STORMONT, *M'Connell*, *Merritt*, *Méthot*, *Morin*, *Scott*, *Smith* of FRONTENAC, and *Taché*.—(29.)

So it passed in the negative.

Ordered, That the said Bill as amended be Engrossed.

Message from Governor General.

The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, delivered to Mr. Speaker a Message from His Excellency the Governor General, signed by His Excellency.

And the said Message was read by Mr. Speaker, all the Members of the House being uncovered, and is as followeth:

CATHCART.

Supplementary Estimate.

The Governor General recommends to the Legislative Assembly the accompanying Supplementary Estimate of Sums required for the service of the present year.

GOVERNMENT HOUSE,
3rd June, 1846.

Supplementary Estimate.

Supplementary Estimate of Certain Expenses of the Civil Government of the Province of Canada, for which a Supply is required for the year 1846.

SERVICE.	Amount Currency. £	s.	d.
Towards defraying a portion of the Contingent Expenses of the Administration of Justice in that section of the Province, late Upper Canada	6000	0	0
To reimburse to M. MacIver, Moneys advanced by his late Father, Evander MacIver, towards rebuilding the Bridge over the River Batiscan	23	15	0
To compensate the Mercantile Library Association of Montreal, for losses sustained in consequence of the removal of the Institution from the St. Ann's Market...	200	0	0
For an allowance to cover the Travelling Expenses of the two Circuit Judges in the District of Quebec, at £30 each	60	0	0
To cover the amount due to certain persons for Road Work performed in the year 1837, in the Townships of Cornwall and Roxborough, under the authority of the Provincial Statutes 7 Will. IV. cap. 107, and 2 Vic. cap. 56	58	17	0
For the payment of certain old claims outstanding against the original appropriation for works on the Ottawa	254	6	0
For the expense of erecting Log Huts as Stations on the Bagot Road, to afford shelter to Travellers in Winter	120	0	0
To meet the claims of Reed & Sheppard against the late Commissioners of the Cornwall Canal ...	1181	10	3
To indemnify the Lutheran Congregation of Williamsburgh, for the loss of Land originally set apart for their accommodation	500	0	0
Carried forward	£8398	8	3

Supplementary Estimate.

Supplementary Estimate of certain Expenses.—(*Continued.*)

SERVICE.	Amount Currency. £	s.	d.
Brought forward	8398	8	3
To indemnify Messrs. G. S. Boulton and Z. Burnham, for moneys expended by them in the improvement of the navigation of the inland Waters of the Newcastle District	238	6	4
Further required to complete the London, Chatham, and Amherstburg Road	325	0	2
For the liquidation of the balance due on the amount of Debentures issued by the late Commissioners for the St Lawrence improvements	339	8	9
To complete the Deepening of the Channel in Lake St. Peter	9500	0	0
To make good the Damages caused by the works carried on for the Improvements on the River Trent, in the Newcastle District	1500	0	0
Further required for the contingent Expenses attending the re-organization of the Militia of the Province	500	0	0
Further required to meet the expenses of the Commissioners on the claims for losses during the Political Troubles of 1837 and 1838, in Lower Canada	200	0	0
Total	£21001	3	6

W. CAYLEY,
Inspector General.

INSPECTOR GENERAL'S OFFICE,
Montreal, 1st June, 1846.

Return to Address.

The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, laid before the House, by command of His Excellency the Governor General,

Public Departments.

Return to an Address from the Legislative Assembly to His Excellency the Governor General, dated the 11th ultimo, praying that His Excellency would be pleased to cause to be laid before them, "The names of all Officers employed in the Departments of the Inspector General, Receiver General, Commissioner of Crown Lands, the Executive Council, the Provincial Registrar, the Board of Works, the Attornies General, and the Salaries of the said Officers respectively, and the dates of their appointments —and also to be pleased to cause to be shewn whether such Officers were employed permanently or temporarily; which of them are employed temporarily, and which permanently, and how long they have been employed temporarily or permanently."

(*For the said Return, see Appendix Y. Y.*)

Dorchester Registry Office Bill.

Mr. *Cauchon*, from the Committee of the whole House, on the Bill to establish a separate Registry Office in the lower part of the County of *Dorchester*, reported according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill as amended be Engrossed.

Public Lands Bill.

The Order of the Day for the second reading of the Bill to amend the Law relative to the disposal of Public Lands, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House.

Mr. *Dickson* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Dickson* reported that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, That the said Committee have leave to sit again to-morrow.

Message from Legislative Council.

A Message from the Legislative Council, by *John Fennings Taylor*, Esquire, one of the Masters in Chancery:—

MR. SPEAKER,

The Legislative Council have passed the following Bills, with several amendments, to which they desire the concurrence of the Legislative Assembly:—

"An Act to incorporate the *Montreal* and *King-* Montreal and Kingston Railroad Bill.
"*ston* Railroad Company."

"An Act to alter and amend the Act incorpora- Hamilton Incorporation Bill.
"ting the Town of *Hamilton*, and to erect the same
"into a City."

And then he withdrew.

Ordered, That the Message of His Excellency the Governor General, received this day, on the subject of the Supplementary Estimate, be referred to the Committee on the Supply granted to Her Majesty. Supplementary Estimate.

The Order of the Day for the House in Committee on the Bill for the granting a Civil List to Her Majesty being read;

The Honourable Mr. *Baldwin* moved, seconded by the Honourable Mr. *LaFontaine*, that it be an Instruction to the said Committee, to strike out the words of the present Preamble, viz.:

"Whereas Her Majesty has been graciously pleased to declare her desire to owe to the spontaneous liberality of Her Canadian People, a Civil List sufficient to give stability and security to the great Civil Institutions of this Province, and to provide for the remuneration of able and efficient officers in the various Public Departments; and whereas the granting of such Civil List is the undoubted right of the Legislature of this Province," and insert in lieu thereof the following, viz.: Instruction to Committee.

"MOST GRACIOUS SOVEREIGN:

"Whereas Your Majesty has been most graciously pleased to declare to your faithful Canadian Commons, in Provincial Parliament assembled, Your Majesty's gracious desire to owe to the spontaneous liberality of your Canadian People such Grant by way of Civil List, as shall be sufficient to give stability and security to the great Civil Institutions of this Province, and to provide for the adequate remuneration of able and efficient officers in the Executive, Judicial, and other Departments of Your Majesty's Public Provincial Service, the granting of which Civil List constitutionally belongs only to Your Majesty's faithful Canadian People in their Provincial Parliament.

"We, therefore, Your Majesty's most dutiful and loyal Subjects, the Commons of *Canada*, in Provincial Parliament assembled, desirous that a certain competent Revenue for the purpose may be settled upon Your Majesty, to whom may God grant a long and happy Reign, as a testimony of our unfeigned

affection to your sacred Person and Government, have accordingly freely resolved to grant unto Your Majesty a certain Revenue, payable out of the Consolidated Fund of this Province, we do therefore most humbly beseech Your Majesty, that it may be enacted, and be it enacted."

The question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Armstrong, Baldwin, Berthelot, Boutillier, Cauchon, Cayley, Chauveau, Christie, Cummings, Daly, DeWitt, Dickson, Duggan, Gowan, Guillet, Hale, Jobin, LaFontaine, Lantier, Laterrière, Leslie, Macdonald* of GLENGARY, *M'Connell, Méthot, Morin, Papineau, Price, Robinson, Scott, Sherwood* of BROCKVILLE, *Stewart* of BYTOWN, *Taché*, Solicitor General *Taschereau*, and *Viger*—(34.)

NAYS.

Messieurs *Boulton, Colvile, Ermatinger, Foster, Macdonald* of CORNWALL, *Macdonell* of DUNDAS, *Moffatt, Petrie*, Solicitor General *Sherwood*, and *Smith* of FRONTENAC—(10.)

So it was carried in the affirmative, and

Ordered, Accordingly.

Civil List Bill. The House then resolved itself into a Committee of the whole House on the Bill for the granting a Civil List to Her Majesty.

Mr. *Stewart* of *Bytown* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Stewart* of *Bytown* reported, that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House, whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

Jews Privileges Bill, (L. C.) The Order of the Day for the House in Committee on the Bill to amend the Act of *Lower Canada* therein mentioned, extending certain privileges to persons of the Jewish persuasion, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Macdonell* of *Stormont* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Macdonell* of *Stormont* reported, that the Committee had gone through the Bill, and had made an amendment thereto, which amendment was again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill as amended be Engrossed.

Lunatic Asylum Bill, Toronto. The Order of the Day for the second reading of the Bill to authorize the issue of Debentures for the erection of a Lunatic Asylum at *Toronto*, being read;

The said Bill was accordingly read, and ordered to be Engrossed.

Spirituous Liquors Duty Bill. The Order of the Day for the second reading of the Bill to repeal certain Acts therein mentioned, and to impose a Duty on Persons selling Spirituous or Fermented Liquors, or Keeping Houses or places of Public Entertainment, and to provide for the collection of the said Duty, and for the regulation of such Persons, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House.

Mr. *Price* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Price* reported, that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, That the said Committee have leave to sit again to-morrow.

Jurors Summoning Bill, (L. C.) The Order of the Day for the second reading of the Bill to facilitate and regulate the Summoning of Jurors in *Lower Canada*, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House to-morrow.

Public Timber Lands. The Order of the Day for the House in Committee, to consider whether it would not be expedient to prevent the sale of Timber from off the Public Lands, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Hall* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair.

Orders of the Day. The Honourable Mr. *LaFontaine* moved, seconded by Mr. *Jobin*,

That the remaining Orders of the Day, be postponed until to-morrow.

The question having been put upon the said motion, a division ensued.

Yeas..... 19.
Nays..... 13.

So it was carried in the affirmative, and

Ordered, Accordingly.

Then, on motion of the Honourable Mr. *Viger*, seconded by Mr. *Cauchon*,

The House adjourned until to-morrow at Eleven o'clock, A. M.

Jovis, 4° die Junii.

ANNO NONO VICTORIÆ REGINÆ, 1846.

11, *â Horâ, A. M.*

Petition laid on the table. THE following Petition was brought up and laid on the table.

By the Honourable Mr. *Daly*,—The Petition of the Reverend *Richard Anderson* and others, of *Ireland, Halifax*, and *Inverness*.

Quebec Relief Bill. An Engrossed Bill for enabling Her Majesty to direct the issue of Debentures to a limited amount, and for giving relief to the City of *Quebec*, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. Solicitor General *Taschereau*, do carry the said Bill to the Legislative Council, and desire their concurrence.

Municipal Bill, (U. C.) An Engrossed Bill to amend the Laws now in force, establishing Municipal Authorities in *Upper Canada*, was read for the third time.

The Honourable Mr. Solicitor General *Sherwood* moved, seconded by Mr. Solicitor General *Taschereau*, that the Bill do pass, and the Title be, "An Act to "amend the Laws relative to District Councils in "*Upper Canada*."

The question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Armstrong, Aylwin, Baldwin, Cayley, Chabot, Chauveau, Cummings, Daly, Desaunier*, Attorney General *Draper, Drummond, Duggan, Ermatinger, Guillet, Jessup, Jobin, LaFontaine, Lantier, Laurin, Leslie, Macdonald* of DUNDAS, *Macdonell* of STORMONT, *M'Connell, Méthot, Papineau, Seymour*, Solicitor General *Sherwood, Smith* of FRONTENAC, *Stewart* of PRESCOTT, Solicitor General *Taschereau, Viger*, and *Woods*.—(32.)

NAYS.

Messieurs *Boulton*, *Sherwood* of Brockville, and *Williams*.—(3.)

So it was carried in the affirmative, and

Resolved, That the Bill do pass.

Ordered, That the Honourable Mr. Attorney General *Draper*, do carry the said Bill to the Legislative Council, and desire their concurrence.

Dorchester Registry Office Bill.

An Engrossed Bill to establish a separate Registry Office in the lower part of the County of *Dorchester*, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. Solicitor General *Taschereau* do carry the said Bill to the Legislative Council, and desire their concurrence.

Jews Privileges Bill, (L. C.)

An Engrossed Bill to amend the Act of *Lower Canada* therein mentioned, extending certain privileges to persons of the Jewish persuasion, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That the Honourable Mr. *Moffatt* do carry the said Bill to the Legislative Council, and desire their concurrence.

Lunatic Asylum Bill, Toronto.

An Engrossed Bill to authorize the issue of Debentures for the erection of a Lunatic Asylum at *Toronto*, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That the Honourable Mr. *Cayley* do carry the said Bill to the Legislative Council, and desire their concurrence.

Board of Works Bill.

An Engrossed Bill to amend the Law constituting the Board of Works, was read for the third time.

Mr. *Smith* of *Frontenac* moved, seconded by Mr. *Méthot*, that the following Engrossed Ryder, marked A, be added to the said Bill, and do make part thereof:—

RYDER A.

To be inserted after the words "Clergymen to be exempt," in the column headed "Remarks" in the Schedule B 4.

"All persons going to and returning from Divine "Service on Sundays, together with their horses and "carriages, to be exempt."

The said Ryder being thrice read, and the question being put thereon, it was agreed to by the House.

Mr. *Drummond* moved, seconded by the Honourable Mr. *LaFontaine*,

That the said Bill be re-committed to a Committee of the whole House, for the purpose of amending it as follows:—

Press 12, Line 18.—Strike out from "And" to "Laws," in the second line of the thirteenth Press, and add the following in lieu thereof:—

"And be it enacted, that if "no voluntary agreement shall "have been made between "the said Commissioners, and "the owner or owners, occu-"pier or occupiers, Seignior or "Seigniors, or other parties "interested in any such Lands, "Real Property, Streams, "Waters, or Water Courses, "which it may be necessary "for the said Commissioners "to take, as to the value "thereof, or as to the amount "of compensation claimable "for any damages or injury "committed or done by the "said Commissioners in the "execution of this Act; the said "Commissioners, or the Officer "superintending the work "upon which any such pro-"perty shall lie, or such da-"mages or injury shall have "been done, shall, upon the "notice or request in writing "of such Proprietor, Occu-"pier, Seignior, or other "party interested in such "land, or sustaining such in-"jury or damage, or his agent, "legally authorized, appoint "an arbitrator (*arbitre*) to be "at a day and a place to be "named in such notice; and "such arbitrator so named "shall attend upon the pre-"mises in question to meet "the arbitrator (*arbitre*) to "be appointed by such claim-"ant, and such two arbitra-"tors shall and may, before "proceeding to consider the "claim, appoint a third arbi-"trator, which three arbitra-"tors, (*arbitres*) being first "sworn by some one of Her "Majesty's Justices of the "Peace, to give a just and "true award upon the claim "submitted to them, shall, "upon the statements of the "parties, and view of the "premises, and upon the tes-"timony of witnesses to be "examined upon oath or affir-"mation, (if either party shall "require it) which oath or "affirmation any one of the "said arbitrators is hereby "authorized to administer, "make their award in writing "under their hands, of the "amount of compensation to "be paid to such claimant." Board of Works Bill.

The question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Armstrong*, *Aylwin*, *Boutillier*, *Chabot*, *Chauveau*, *Desaunier*, *DeWitt*, *Drummond*, *Guillet*, *Jobin*, *LaFontaine*, *Lantier*, *Laterrière*, *Laurin*, *Leslie*, *Méthot*, *Morin*, *Smith* of Wentworth, *Taché*, and *Woods*.—(20.)

NAYS.

Messieurs *Boulton*, *Cayley*, *Christie*, *Colvile*, *Cummings*, *Daly*, *DeBleury*, *Dickson*, Attorney General *Draper*, *Duggan*, *Ermatinger*, *Foster*, *Gowan*, *Jessup*, *Macdonald* of Cornwall, *M'Connell*, *Papineau*, *Petrie*, *Robinson*, *Seymour*, *Sherwood* of Brockville, Solicitor General *Sherwood*, *Smith* of Frontenac, Attorney General *Smith*, *Stewart* of Bytown, *Stewart* of Prescott, Solicitor General *Taschereau*, *Viger*, and *Williams*.—(29.)

So it passed in the negative.

Resolved, That the Bill do pass, and the Title be, "An Act to amend the Law constituting the "Board of Works."

Ordered, That the Honourable Mr. *Cayley* do carry the said Bill to the Legislative Council, and desire their concurrence.

Read and Larned.

Mr. *Woods*, from the Select Committee to which was referred the Petition of *James Read*, and *Henry*

S. Larned, of the Town of *Chatham*, in the Western District, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and agreed to by the House, and is as followeth:

Report. Your Committee report, That they have examined into the merits of the Petition referred to them, and have also examined parties in the employment of the Board of Works, and are of opinion that the Petitioners, upon the subjoined evidence, and more particularly upon the testimony of Mr. *Gzowski*, the immediate superintendent of that portion of the Public Works of the Province, have a claim upon and are deserving of the consideration of the Government, and would respectfully suggest that the attention of the Executive Government be directed to the matter.

MINUTES OF EVIDENCE.

Thomas A. Begly, Esquire, Secretary to the Board of Works, called in; and examined:—

1. Do you know that the Petitioners did contract for the construction of a Road from *Chatham* to *Amherstburg* and *Sandwich*?—I am aware that they have contracted for such Road; their contracts were made in 1844.

2. Are you aware that any difficulty arose as to the fulfilment of that contract?—Yes, the lowness of price at which they took the work made them much difficulty, which they felt after having been engaged about a year at it.

3. Upon the Board of Works being informed of their difficulties, what action was taken by them upon the same?—On being informed by Mr. *Gzowski*, who was Superintendent Engineer on the Western Works, of the situation of the Contractors, by a letter, a copy of which I hand in to the Committee; also, a letter from Mr. *Larned*, which was enclosed in the same; he was written to in reply upon the subject.

4. Did you get a subsequent Report from the Engineer upon the subject?—I did.

5. Did the Board take that Report into consideration?—There was a Report made to the Secretary of the Province by the Chairman of the Board, in April last, a copy of which Report I will furnish the Committee with.

6. Did you receive an answer from the Secretary of the Province in the matter?—I think a Copy of Minutes in Council was returned as the reply, refusing to allow the Contractors' claim.

7. Will you furnish the Committee with a Copy of that Minute?—If I have it I will.

8. How did the Board consider the application of the Petitioners?—That they had no well grounded claim, and that the claim was for remuneration beyond the contract prices, having taken the work too low.

Mr. *C. S. Gzowski*, Civil Engineer, called in; and examined:—

9. Will you be so good as to inform me as to circumstances attending the taking, the suspension of the Works contracted for by the Petitioners, the Reports made by you, instructions sent you in respect thereto, and such other information connected therewith as you may be enabled to lay before the Committee?—I know that Messrs. *Read* and *Larned* have tendered for the whole of *Chatham* and *Amherstburg* and *Maidstone Cross* and *Sandwich* Roads—upwards of eighty miles. The tenders were accepted, being the lowest for upwards of 60 miles. In January 1845, Mr. *Read* brought a claim against the Board of Works for an extra allowance for extra formation of Road, against which claim I reported on the 17th January, 1845. The work from that time till June following, being the time which the Contract for the completion of the work expired, progressed satisfactorily. On the 16th day of that month they were notified of the expiration of the Contract. From that time until October of the same year I had had several interviews with the parties, and advised them Report. to complete the work if possible previously to making any claim—nearly five sixths of the whole being completed at the time. In October they suspended the work for a while, but by making a new arrangement for money the work proceeded until December following, from which time the work was entirely suspended. Several claims were brought by Messrs. *Read* and *Larned*, for allowance to cover the losses sustained in the work, upon all of which I reported to the Department. In April last Mr. *Larned* requested me to express my opinion as to the cause of the loss sustained on the work, which I sent to the Department on the 8th April last. I consider the causes of the loss sustained on the work are those over which the parties contracted have no control. They completed 57 miles in strict accordance with the terms of Contract; they used all economy and industry to attain this object. My estimate for the 67 miles amounted to £9808 9s. 8d., their Contract prices are £7636 1s. 10d., making a difference of £1572 7s. 10d. between their contracting prices and the estimate, independent of drainage, which was not anticipated by myself and the Contractors, for the reasons given in my letter handed in and in my Report sent in to the Board of Works. My estimate in my opinion would have been sufficient to complete the work had not casualties arisen, for instance, at the time the parties contracted for the work Flour could be got for 8s. 9d. per cwt., they were obliged to pay subsequently owing to the rise of provisions and other causes, from 12s. 6d. to 15s. per cwt.; they could get Pork at 45s., it rose during their term to 65s. per barrel; Oats rose from 11d. to 1s. 10½d. per bushel; Hay from 30s. to 60s. per ton; Potatoes from 11d. to 1s. 7d. per bushel; Beef from 15s. to 20s. per cwt. I am unable to state without a minute investigation to that point alone on the spot with access to the information to be derived from the Books of the Contractors, taken in connection with the Returns of Forces employed on the work and furnished by Local Officers in charge, what amount would make up the loss sustained by them in prosecuting this work, and the encountering and surmounting difficulties so far as the work has progressed which have occurred. I should say that the sum would be large, for I have already mentioned that they have expended all their means and exhausted all their resources, so much so as to be compelled to abandon or to cease prosecuting the residue of the Contract. The work in a public point of view has conferred an incalculable advantage in that portion of the country from drainage alone, apart from means of opening communication, it has redeemed it from being incapable of settlement, which was found from experience to be coming the reverse, and now presents every inducement for fast settlement.

Mr. *Samuel Keefer*, Engineer of the Board of Works, called in; and examined.

10. You have just heard the evidence given by Mr. *Gzowski* read; do you concur in the same?—I do.

11. What do you know of the merits of the application?—In consequence of applications made to the Board of Works by the Contractors, I was sent to investigate into the merits of the claims on the spot, and having gone over the whole of the road, accompanied by the Superintending Engineer, Mr. *Gzowski*, and the Contractors. I made myself intimately acquainted with the circumstances under which the works were conducted. I also called upon Mr. *Gzowski* for statements regarding the estimates and returns, and was furnished by the Contractor with statements of the liabilities due. From these, taken in connection with my personal inspection of the Works, I was enabled to report to the Board of Works as I did upon the 29th October, 1845, to which I beg leave

Report. to refer the Committee for various details connected with that claim. The former part of this report is devoted to showing that the Contractor's claim for *extra work*, in the raising of and crossing the centre of the Road, (which I looked upon as the main point to be determined in this question,) could not be entertained, but in the latter part I have felt it my duty to represent to the Board the peculiar hardships of the Contractors, in having prosecuted their works under great difficulties, and at losing prices. They, as well as the Engineer, were deceived as to the value of the work, on account of the extraordinary dryness of the season when they examined it, and consequently the work was contracted for much below its actual value. It was prosecuted by them in a most satisfactory manner, so long as their means, and the assistance they could obtain of their friends, enabled them to do so, and at the time I was upon the work I had reason to believe that they would be losers to upwards of three thousand pounds, exclusive of the value of their own resources. The principle of not paying the Contractor any more than his contract price, could not be departed from, but I stated that I conceive their case an exception to the general rule, and therefore deserving the most favourable consideration of the Board. I conceived that if assistance were afforded them to the amount of one thousand five hundred pounds, while the Works were in progress, they would be enabled to prosecute it to completion, and that the interests of the public would be best promoted by adopting that course, for should they fail, the work would cost much more to complete it. Taking these things into consideration, as well as the immense benefit derived to the public by the labour and losses of the Contractors, I recommended that the Board should advance the sum of one thousand five hundred pounds as a bonus, which has not been granted. My reason for recommending one thousand five hundred pounds, instead of three thousand pounds, as I considered at the time to be about the amount of the Contractor's losses, is this: If a Contractor were made good for all his losses, under similar circumstances, it would be drawn into a precedent, and encourage the taking of contracts in future at very low prices, in the hopes of being compensated upon completion, besides on the principle of each party sustaining a loss.

Mr. *C. S. Gzowski* again called in; and examined.

12. Having had an opportunity of returning to *Toronto*, and having there referred to your Books and Papers in reference to *Read* and *Larned's* matter, can you now state to the Committee, (which you could not when you were here before,) to what extent have the parties been damaged in the prosecution of the contract in question, both as regards expenditure and their loss of time?—From papers which are before me, being returns of forces employed in constructing the *Chatham* and *Amherstburg* Road, from the 12th January, 1844, to the 28th January, 1845, I find that the total number of days' work performed by Labouring Men is 84,050
Number of days' work by Horses ... 2,910
Number of days' work by Oxen ... 3,418

Deducting from the number of days work performed by men in grading the Road, the number of days work performed by mechanics in constructing Bridges and Culverts, being 7,169 days work, leaves the amounts of days work expended by them in grading the Road, as follows, to wit:—

76,881 days' work by Men at 3s. 1½d. per day, that being the lowest price paid by them, is.....	£12012	13	1½
2,910 days work, Horses at 5s. per day,	727	10	0
3,418 days, Ox teams at 3s. per day,	512	14	0
Total value of days work done by them.....	£13252	17	1½

Brought up ...	£13252	17	1½	Report.
Deduct from the above the amount paid to the Contractors for work done on the above Road, according to their contract prices, exclusive of the amount of percentage retained, which is still in the hands of the Board of Works, as security for the performance of their contract,.....	£7037	19	2	
	£6214	17	11½	
Amount of percentage retained....	1243	2	2	
Actual outlay beyond the amount paid, and in my opinion, without the least profit, or taking into consideration the loss of their own time.....	£4971	15	9½	

13. Do you admit that you were mistaken as to the extent of the work to be performed on the route in question?—I was deceived as to the extent of drainage required for the perfect completion of that Road, and though every means to obtain that information, taking the shortness of the time and other circumstances into consideration were adopted, yet the quantity of excavation absolutely required to effect drainage, far exceeded my estimate, and what I supposed would have been sufficient under ordinary circumstances.

14. Is this the only work you are in charge of?—I am in charge of all the Western Works, with the exception of the *Welland* Canal, and the Works in the neighbourhood of *Hamilton*.

15. Have you entertained any claims for extra work or compensation made by different Contractors on the Works under your charge?—Numerous claims have been made for extra work and compensation by the different Contractors, but I am not aware of any one instance where I either recommended the claim for the favorable consideration of the Board, or asked for an allowance to be granted.

16. What is your opinion in reference to the case now before the Committee, (*Read* and *Larned's*,) and do you consider them entitled to any and what allowance?—I consider the case of *Read* and *Larned* different from any of those that ever came before me claiming an allowance; I am aware that they have sustained a loss, as the foregoing calculations shew, to the extent of £4971 15s. 9½d., irrespective of loss of time. These calculations being the only means by which any thing like a decisive conclusion can be arrived at, as to the actual amount of their expenditure and losses. And I am also of opinion that the causes which led to the loss, are those over which they could have no control, nor could they have been foreseen or avoided by them; and on those grounds I have been induced to consider their case as a peculiar one, and have taken the liberty of recommending it to the favorable consideration of the Board of Works.

17. From your experience of, and connection with Public Works and Contractors, what do you consider to be the value of the services of a Contractor for one year?—The value of a Contractor's time cannot be determined satisfactorily, as that is entirely dependent upon the extent and nature of the work, as well as the amount of capital embarked; but under any circumstances, and considering a contractor nothing more than a foreman in charge of a work, the value of his time cannot be, in my opinion, estimated at a less sum than 10s. per day.

18. Where did you receive the summons, in pursuance of which you are now in attendance before the Committee?—At *Toronto*.

On motion of Mr. *Smith* of *Wentworth*, seconded by the Honourable Mr. *Robinson*,

Ordered, That the amendments made by the Legislative Council to the Bill, intituled, "An

Hamilton Incorporation Bill.

"Act to alter and amend the Act Incorporat-
"ing the Town of *Hamilton*, and to erect the
"same into a City," be now taken into consider-
ation.

The House proceeded accordingly to take the said amendments into consideration.

And the said amendments were read, and are as followeth;—

Press 30, Line 12.—After "purposes" insert "pro-
"vided always, that the yearly
"value of any property, for
"the purpose of making such
"Voter's Lists, shall be taken
"at per cent. on the abso-
"lute assessed value thereof,
"on the Assessment Lists for
"the said year one thousand
"eight hundred and forty-six;
"and the said Voter's Lists
"shall include the Proprietors
"or Tenants of property of
"the required value, which
"under this Act shall be with-
"in the said City, although
"before the passing thereof
"it was without the limits
"thereof, and such Proprietors
"or Tenants shall vote at the
"first Election of Councillors
"in the year one thousand
"eight hundred and forty-
"seven."

" 34, " 14.—After "duty" insert, "And be
"it enacted, that the bounda-
"ries and limits of the said
"City of *Hamilton*, as herein
"before ascertained and fixed,
"shall be those by which it
"shall hereafter be deemed to
"be bounded and limited, for
"the purpose of Electing the
"Representative thereof in
"the Legislative Assembly of
"this Province; any thing in
"any Act, Law, or Proclam-
"ation to the contrary not-
"withstanding."

Ordered, That the blank in the first amendment be filled up with the word "ten."

Ordered, That the said amendment be Engrossed.

Ordered, That the said amendments, as amended, be now read for the third time.

The said amendments were accordingly read for the third time.

Resolved, That the said amendments, as amended, do pass.

Ordered, That Mr. *Smith* of *Wentworth*, do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendments, with an amendment, to which they desire their concurrence.

On motion of Mr. *Macdonald* of *Glengary*, seconded by Mr. *Lantier*.

Montreal and Kingston Railroad Bill.

Ordered, That the amendments made by the Legislative Council to the Bill intituled, "An
"Act to incorporate the *Montreal* and *Kingston*
"Railroad Company," be now taken into consideration.

The House proceeded accordingly, to take the said amendments into consideration.

And the said amendments were read, and are as followeth:—

Press 2, Line 30.—After "named" insert "before
"proceeding to business, or
"in the event of their differ-
"ing as to the choice of such
"person, to be appointed by
"the Judge of the District
"Court, for the District in
"which the Lands are situate,
"before the others proceed to
"business."

Montreal and Kingston Railroad Bill.

Press 5, Line 17.—Leave out from "And" to
"therewith," in line 31, both
inclusive.

" 6, " 33.—Leave out "Her Majesty, Her
Heirs, and Successors, or."

" " " 33.—Leave out "other."

" 9, " 25.—Leave out "or Steamboat."

And the said amendments being again read, they were agreed to by the House.

Ordered, That Mr. *Macdonald* of *Glengary*, do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendments.

On motion of the Honourable Mr. *Robinson*, seconded by Mr. *Gowan*,

Address.

Resolved, That this House doth concur in the Address to Her Most Gracious Majesty the Queen, on the subject of the Mails, to and from *England*; and praying for a reduction of Postage.

Ordered, That the said Address be Engrossed.

On motion of the Honourable Mr. *Robinson*, seconded by Mr. *Gowan*,

Postage.

Resolved, That a Message be sent to the Honourable the Legislative Council, informing their Honours that this House has adopted an Address to Her Majesty, on the subject of the transmission of the Mails, to and from *Great Britain*; and also, praying for a reduction of the Rates of Postage, and requesting the concurrence of their Honours thereto.

Ordered, That the Honourable Mr. *Robinson* do carry the said Message to the Legislative Council.

On motion of the Honourable Mr. *Robinson*, seconded by Mr. *Macdonell* of *Dundas*,

Wm. Rees.

Resolved, That this House doth concur in the Report of the Select Committee, to which was referred the Petition of *William Rees*, late Medical Superintendent of the Provincial Lunatic Asylum at *Toronto*.

Address.

Resolved, That an humble Address be presented to His Excellency the Governor General, informing His Excellency that this House has agreed to a Report of a Select Committee, in favor of the application of *William Rees*, Esquire, late Superintendent of the Temporary Lunatic Asylum in *Toronto*, recommending some further remuneration for his services, and to request His Excellency's favorable consideration thereof; and that a Copy of the Report be also transmitted to His Excellency.

Ordered, That the said Address be presented to His Excellency the Governor General, by such Members of this House, as are of the Honourable the Executive Council of this Province.

Civil List Bill.

Mr. *Stewart* of *Bytown*, from the Committee of the whole House, on the Bill for granting a Civil List to Her Majesty, reported according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill as amended be Engrossed.

Quebec Trinity House Bill.

The Order of the Day for the second reading of the Bill to amend the Laws relative to the Trinity

Quebec Trinity House Bill.

House of *Quebec*, and to confer certain powers on the said Trinity House, being read;

The said Bill was accordingly read, and committed to a Committee of the whole House.

The Honourable Mr. *Aylwin* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And the Honourable Mr. *Aylwin* reported, that the Committee had gone through the Bill, and had made several amendments thereto, which he was directed to report to the House whenever it shall be pleased to receive the same.

Ordered, That the Report be received to-morrow.

District Courts Act Bill, (U. C.)

Mr. *Duggan* moved, seconded by Mr. *Ermatinger*, That the Order of the Day for the second reading of the Bill to amend an Act, intituled, "An Act "to amend, consolidate and reduce into one Act, the "several Laws now in force, establishing or regulating "the Practice of the District Courts in that part of "the Province formerly *Upper Canada*," be now read.

The question having been put upon the said motion, a division ensued, and it passed in the negative.

Supply.

The Order of the Day for the House in Committee to consider of the Supply granted to Her Majesty, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Christie* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Christie* reported, that the Committee had come to several Resolutions, which he was directed to submit to the House, whenever it shall be pleased to receive the same; and also, that the Committee had directed him to move for leave to sit again.

Ordered, That the Report be received to-morrow.

Ordered, That the said Committee have leave to sit again to-morrow.

Message from Legislative Council.

A Message from the Legislative Council, by *John Fennings Taylor*, Esquire, one of the Masters in Chancery:—

Mr. Speaker,

Nicolet Registry Office Bill.

The Legislative Council have passed the Bill intituled, "An Act to provide for the removal of the "Registry Office of the County of *Nicolet*, from the "place where it is now held to *Bécancour*," without any amendment.

And also,

Militia Bill.

The Legislative Council have passed the Bill intituled, "An Act to repeal certain Laws therein men-"tioned, to provide for the better defence of this "Province, and to regulate the Militia thereof," with several amendments, to which they desire the concurrence of the Assembly.

And then he withdrew.

Another Message from the Legislative Council, by *John Fennings Taylor*, Esquire, one of the Masters in Chancery:—

Mr. Speaker,

Common School Bill, (L. C.)

The Legislative Council have passed the Bill intituled, "An Act to repeal certain enactments therein "mentioned, and to make better provision for Ele-"mentary Instruction in *Lower Canada*," with several amendments, to which they desire the concurrence of the Assembly.

And then he withdrew.

Officers of Legislative Assembly.

Mr. *Gowan*, from the Special Committee to which was referred the subject of the Salaries of the several Officers and Messengers of this House, to report their opinion upon a proper Scale or Schedule of Salaries or other allowances, to be paid to such Officers and Messengers, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

The Special Committee to whom was referred the subject of fixing a Scale or Schedule of Salaries or other Allowances, to be paid to the present Officers and Messengers of the House, have the honour to report, that they met this day, at ten o'clock, when there were present,

The Hon. Mr. Morin,
The Hon. Mr. Robinson,
Mr. Christie,
Mr. Gowan, and
Mr. DeWitt.

Read the Order of Reference.

On motion of Mr. *Robinson*, seconded by Mr. *DeWitt*, Mr. *Gowan* was called to the Chair.

The Chairman laid before the Committee a Return from the Clerk of the House, of the names of the Clerks, the dates of their appointment, the duties to be performed, and the amount of Salaries and other allowances paid to each Officer respectively; also a similar Return from the Sergeant-at-Arms, of the Messengers of the House, both of which were read.

1. *Resolved*, unanimously, That a fixed Salary be paid to each officer and servant of the House, in lieu of all fees and other allowances.

Mr. *Lindsay*, Clerk of the House, and Mr. *Faribault*, the Assistant Clerk of the House, were both called in and examined by the Committee, touching the amount of salary and the length of service performed by the Clerks of the House.

After much consideration, the following scale was unanimously concurred in, which is to be considered as permanently fixed during the continuance in office of the present incumbents:

Officers of Legislative Assembly.

	Officers and Messengers.	Per Annum. £ s. d.
1	W. B. Lindsay, Clerk, £750 per annum, to be taken as in lieu of all fees, allowances, and per centage, and to be continued only during the continuance in office of the present incumbent, in consideration of his long and faithful services, and thereafter to be fixed at £600 per annum.	
2	G. B. Faribault, Assistant Clerk, £550 per annum, to be taken in lieu of all allowances, and to be granted to the present incumbent only, in consideration of his long and faithful services during the Parliamentary Sessions, and in collecting historical documents for the Library of the House, and other services during the recess, and thereafter to be fixed at £450 per annum.	350 0 0
3	G. W. Wicksteed, Law Clerk and English Translator	350 0 0
4	W. P. Patrick, Chief Office Clerk	350 0 0
5	W. Ross, Chief Clerk of Committees	250 0 0
6	Henri Voyer, French Translator	250 0 0
7	P. E. Gagnon, Clerk of French Journals	250 0 0
8	G. M. Muir, Clerk of English Journals	250 0 0
9	Alfred Patrick, Clerk of Committees	250 0 0
10	Thomas Vaux, Second Office Clerk and Accountant	250 0 0
11	Alfred Todd, Clerk of Committees...	200 0 0
12	W. B. Lindsay, junior, Assistant Law Clerk and English Translator	

		Officers and Messengers.	Per Annum. £	s.	d.
Officers of Legislative Assembly.	13	G. Lévesque, Assistant French Translator	200	0	0
	14	D. P. Myrand do. do.	200	0	0
	15	J. Huston, do. do.	200	0	0
	16	William Winder, Librarian	200	0	0
	17	Alpheus Todd, Assistant Librarian	200	0	0
		(After the present incumbents shall cease to hold office, but one Librarian to be appointed.)			
	18	Geo. K. Chisholm, Sergeant-at-Arms	200	0	0
	19	J. B. Moraud, Junior Clerk	150	0	0
	20	Thaddeus Patrick, Junior Clerk	150	0	0
	21	Henry Hartney ... }	150	0	0
	22	King Barton ... } Acting as Extra Clerks, and to be placed on the permanent list of Clerks, at	150	0	0
	23	W. H. Lemoine ... }	150	0	0
	24	W. Spink ... }	150	0	0
	25	L. Berthelot ... } Extra Clerks, to be placed on the permanent list at	125	0	0
	26	H. B. Stuart ... }	125	0	0
		Messengers.			
	27	A. L. Cardinal, Chief Messenger	150	0	0
	28	Robert Defries, Post Master	80	0	0
	29	John Cameron, Assistant Messenger, to the present incumbent only	75	0	0
	30	John O'Connor, Doorkeeper	70	0	0

2. *Resolved*, That all of the foregoing Salaries shall commence and take effect from and after the first day of January, 1846, and shall be taken and considered as an annual Salary and not for the Session.
3. *Resolved*, That any Officer or Servant of the House who may consider his services inadequately paid by the amount of Salary fixed in the preceding Schedule, be allowed to retire from the service of the House; and that the Clerk, and Sergeant-at-Arms, (with the approbation of the Speaker) be authorized to fill the vacancy.

Ordered, That the said Report be referred to the Committee of the whole House, on the Fourth Report of the Standing Committee on Contingencies.

Orders postponed. *Ordered*, That the remaining Orders of the Day be postponed until to-morrow.

Then, on motion of the Honourable Mr. *Viger*, seconded by the Honourable Mr. *Daly*,

The House adjourned until to-morrow at Eleven o'clock A. M.

Veneris, 5° die Junii.

ANNO NONO VICTORIÆ REGINÆ, 1846.

11, *â Horâ, A. M.*

Major Richardson. MR. *MACDONELL* of *Dundas*, from the Select Committee to which was referred the Petition of Major *John Richardson*, Superintendent of Police on the *Welland* Canal, presented to the House the Report of the said Committee, which was again read at the Clerk's table.

(*For the said Report see Appendix, Z. Z.*)

Contingencies. Mr. *DeWitt*, from the Standing Committee on Contingencies, presented to the House the Fifth Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

The Petition of Mrs. *Sophia Dalton*, praying for the payment of a certain sum for printing, due her late husband by the House of Assembly of the late Province of *Upper Canada*, furnished by Mrs. *Dalton* and sworn to, that the sum of twenty-five pounds, six shillings and ten pence, (£25 6s. 10d.) is due to Mrs. *Dalton*, and they recommend that the same be paid from the Contingencies of this House.

The Petition of Mrs. *Charlotte Frémont*, widow of *Jasper Brewer*, Esquire, praying that the pension of her late husband, as Librarian to the House of Assembly of *Lower Canada*, be continued to her. From the late period at which the Petition was referred, your Committee could not enter into the consideration thereof.

Your Committee report herewith an Estimate of the Contingencies required for the services of the present year, and recommend that an Address to His Excellency be presented, praying that the sum of £10,161 18s. 1½d. be advanced for such purpose.

Contingencies. ESTIMATE of Contingencies for the Second Session and Recess of the Second Parliament, for the payment of arrears of the last Session and Recess beyond the former Estimate, and for the Salaries of the Officers, (from the 31st March, 1846, to the 31st March, 1847.)

Legislative Assembly.	£	s.	d.
Salaries, including the Clerks, English and French Translators, Librarians, Sergeant-at-Arms, Doorkeeper, and Chief Messenger	5135	0	0
Extra Clerks employed during the Session	1000	0	0
Messengers...	750	0	0
Witnesses, and other expenses of Committees	700	0	0
Books for Library	500	0	0
Postage	2500	0	0
Printing and Binding, including printing during Session	6500	0	0
Stationery, including printing paper	1000	0	0
Newspapers and publishing	250	0	0
Fuel, including wood, coal, and coke	150	0	0
Trades people and others, including oil, candles, gas, &c	1100	0	0
Insurance	50	0	0
Petty Expenses	200	0	0
	£19835	0	0
Balance in hands of the Clerk at last audit ... ... £ 233 1 10¾			
Amount received by Addresses 9000 0 0			
Amount of Fees received on Private Bills 440 0 0			
	9673	1	10¾
	£10161	18	1¼

Ordered, That the said Report be committed to the Committee of the whole House, on the Fourth Report of the Standing Committee on Contingencies.

On motion of Mr. *Christie*, seconded by Mr. *DeWitt*,

Address.

Resolved, That an humble Address be presented to His Excellency the Governor General, praying His Excellency will be pleased to issue his Warrant in favor of the Speaker of this House, for the sum of nine thousand, two hundred and thirty-seven pounds, three shillings currency, to enable him to defray certain Contingencies of the Session already voted, and to be provided for in a Bill of Appropriation to be passed in the present Session.

Ordered, That the said Address be presented to His Excellency the Governor General, by such Members of this House as are of the Honourable the Executive Council of this Province.

On motion of Mr. *Christie*, seconded by Mr. *Duggan*,

Sessional Allowance to Members.

Resolved, That the Sessional Allowance and Mileage to Members for this, be the same as last Session, and that there be also paid from the Contingencies, two hundred and fifty pounds, currency, to the Honourable *A. N. Morin*, in compensation for his services as Speaker *pro tem.* during the absence of the Speaker, *Sir Allan N. MacNab*, with leave of the House, by reason of a severe domestic affliction.

On motion of Mr. *Macdonell* of *Dundas*, seconded by Mr. *M^c Connell*,

Address, Dundas Landing Waiters.

Resolved, That an humble Address be presented to His Excellency the Governor General, praying that he will be pleased to cause to be laid before this House all Correspondence relative to the Appointment of two Landing Waiters at *Dundas*.

Ordered, That the said Address be presented to His Excellency the Governor General, by such Members of this House as are of the Honourable the Executive Council of this Province.

On motion of the Honourable Mr. Attorney General *Draper*, seconded by the Honourable Mr. Attorney General *Smith*,

Militia Bill.

Ordered, That the amendments made by the Legislative Council to the Bill, intituled, "An Act "to repeal certain Laws therein mentioned, to "provide for the better Defence of this Pro- "vince, and to regulate the Militia thereof," be now taken into consideration.

The House proceeded accordingly to take the said amendments into consideration.

And the said amendments were read, and are as followeth:—

Press 2, Line 39.—After "Officer" insert "and "Adjutant."

" 21, " 42.—After "Justices" insert "Pro- "vided always, that nothing "in this Act contained, shall "be construed to authorize "the quartering or billeting "of any Troops or Militia, "either on a march or in "cantonment, in any Convent "or Nunnery of any Religious "Order of Females, or to "oblige any such Religious "Order to receive such Troops "or Militia, or to furnish "them with lodging or house- "room."

And the said amendments being again read, they were agreed to by the House.

Ordered, That the Honourable Mr. Attorney General *Draper* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendments.

An Engrossed Bill for the granting a Civil List to Her Majesty, was read for the third time. Civil List Bill.

The Honourable Mr. *Cayley* moved, seconded by the Honourable Mr. Attorney General *Smith*, That the Bill do pass, and the title be "An Act for grant- "ing a Civil List to Her Majesty."

The Honorable Mr. *Baldwin* moved, in amendment, seconded by the Honourable Mr. *LaFontaine*, that all the words after "That" in the said motion be struck out, and the following substituted, "the said "Bill be amended by striking out the words 'now at "the disposal of the Crown, arising in this Province,' "in the sixth Section thereof, and inserting in lieu "thereof the words, 'now or at any time heretofore "claimed to be at the disposal of the Crown in this "Province,' and by striking out the words 'now at "the disposal of the Crown in this Province' where- "ever they occur in the said Section."

The question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Armstrong, Aylwin, Baldwin, Berthelot, Boutillier, Cauchon, Chabot, Chauveau, Christie, Desaunier, DeWitt, Guillet, Jobin, LaFontaine, Lantier, Laterrière, Leslie, Macdonald* of GLENGARY, *Macdonell* of STORMONT, *Merritt, Méthot, Monro, Morin, Rousseau* and *Taché*.—(25.)

NAYS.

Messieurs *Boulton, Cayley, Chalmers, Colvile, Dickson*, Attorney General *Draper, Duggan, Ermatinger, Foster, Gowan, Hale, Hall, Jessup, Macdonell* of DUNDAS, *M^c Connell, Moffatt, Papineau, Petrie, Robinson, Sherwood* of BROCKVILLE, Solicitor General *Sherwood, Smith* of FRONTENAC, Attorney General *Smith, Stewart* of BYTOWN, *Stewart* of PRESCOTT, Solicitor General *Taschereau, Viger*, and *Williams*.—(28.)

So it passed in the negative.

The question being then put on the main motion, the House divided thereon, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Boulton, Cayley, Chalmers, Christie, Colvile, DeBleury, Dickson*, Attorney General *Draper, Duggan, Ermatinger, Foster, Gowan, Hale, Hall, Jessup, Lantier, Macdonald* of GLENGARY, *Macdonell* of DUNDAS, *M^c Connell, Moffatt, Papineau, Petrie, Robinson, Seymour, Sherwood* of BROCKVILLE, Solicitor General *Sherwood, Smith* of FRONTENAC, Attorney General *Smith, Stewart* of BYTOWN, *Stewart* of PRESCOTT, Solicitor General *Taschereau, Viger*, and *Williams*.—(33.)

NAYS.

Messieurs *Armstrong, Aylwin, Baldwin, Berthelot, Boutillier, Cauchon, Chabot, Chauveau, Desaunier, DeWitt, Guillet, Jobin, LaFontaine, Laterrière, Leslie, Macdonell* of STORMONT, *Merritt, Méthot, Monro, Morin, Rousseau*, and *Taché*.—(22.)

So it was carried in the affirmative, and

Resolved, That the Bill do pass, and the Title be, "An Act for granting a Civil List to Her Ma- "jesty."

Ordered, That the Honourable Mr. *Cayley* do carry the said Bill to the Legislative Council, and desire their concurrence.

Ordered, That Mr. *Colvile* have leave to bring in a Bill to oblige Municipal Councils in *Lower Canada*, to provide for the keeping up of sufficiently wide Winter Roads. Winter Roads Bill.

He accordingly presented the said Bill to the House, and the same was received and read for the first time, and ordered to be read a second time to-morrow.

On motion of the Honourable Mr. *Papineau*, seconded by the Honourable Mr. Attorney General *Smith*,

Common School Bill, (L. C.)

Ordered, That the amendments made by the Legislative Council to the Bill intituled, "An Act "to repeal certain enactments therein mentioned, "and to make better provision for Elementary "Instruction in *Lower Canada*," be now taken into consideration.

The House proceeded accordingly to take the said amendments into consideration.

And the said amendments were read, and are as followeth:—

Press 1, Line 27.—After "Municipality," insert "other than the Municipality "of the Town of *Three* "*Rivers*."

" 3, " 4.—Leave out "six," and insert "five."

" " " 8.—Leave out from "provided," to "election," in line 22, both inclusive.

" " " 27.—Leave out "of the present Session," and insert "then in "force."

" 4, " 4.—Leave out "one," and insert "two of them."

" " " 5.—Leave out "third."

" " " 6.—Leave out "another third," and insert "two more."

" " " 8.—Leave out "third," and insert "one."

" " " 21.—Leave out "six," and insert "five."

" " " 22.—Leave out "June," and insert "July."

" " " 26.—Leave out "four," and insert "three."

" 5, " 3.—Leave out "at," and insert "within."

" " " 20.—Leave out from "(except," to "Successor,)" in line 22, both inclusive.

" 15, " 10.—Leave out from "or," to "distributed," in line 15, both inclusive.

" " " 10.—Leave out the the first Marginal Note.

" " " 40.—After "pay," insert "on account of their lucrative rights."

" " " 44.—After "ground," insert "or land."

" 16, In the Marginal Note, line 2.—After the word "the," insert "Secretary-Treasurer of the."

" 16, Line 13.—Leave out "one or more," and insert "three."

" 17, " 32.—After "July," insert "August, September."

" " " 35.—Leave out from "first," to "may," in line 36, both inclusive, and insert "passing of this Act."

" " " 36.—Leave out "July," and insert "October."

" 20, " 15.—Leave out from "in," to "or," both inclusive.

" " " 16.—Leave out "at discretion."

" 25, " 4.—After "opinion," insert Clause A.

CLAUSE A.

Common School Bill, (L. C.)

"And be it enacted, that "no person shall be capable "of being elected or appointed "a School Commissioner, or "named an Assessor under "this Act, unless he shall be "seized or possessed, to his "own use, of real or personal "Estate, or both, within this "Province, of the value of "two hundred and fifty pounds "currency, after payment or "deduction of his just debts."

And the said amendments being again read, they were agreed to by the House.

Ordered, That the Honourable Mr. *Papineau* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendments.

Quebec Trinity House Bill.

The Honourable Mr. *Aylwin*, from the Committee of the whole House, on the Bill to amend the Laws relative to the Trinity House of *Quebec*, and to confer certain powers on the said Trinity House, reported according to Order, the amendments made by the Committee to the said Bill, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill as amended be Engrossed.

An Engrossed Bill to amend the Laws relative to the Trinity House of *Quebec*, and to confer certain powers on the said Trinity House, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That the Honourable Mr. Attorney General *Smith* do carry the said Bill to the Legislative Council, and desire their concurrence.

Supply.

Mr. *Christie*, from the Committee of the whole House, to consider of the Supply granted to Her Majesty, reported, according to Order, the Resolutions of the said Committee, which Resolutions were again read at the Clerk's table, and are as followeth:—

1. *Resolved*, As the opinion of this Committee, that a sum not exceeding two thousand five hundred pounds, currency, be granted to Her Majesty, to defray the expenses likely to be incurred for the re-organization of the Militia Force throughout the Province, for the year one thousand eight hundred and forty-six.
2. *Resolved*, As the opinion of this Committee, that a sum not exceeding one thousand pounds, currency, be granted to Her Majesty, to defray the Salary of the Speaker of the Legislative Council, for the year one thousand eight hundred and forty-six.
3. *Resolved*, As the opinion of this Committee, that a sum not exceeding five hundred pounds, currency, be granted to Her Majesty, to defray the Salary of the Clerk of the Legislative Council, for the year one thousand eight hundred and forty-six.
4. *Resolved*, As the opinion of this Committee, that a sum not exceeding seven hundred pounds, currency, be granted to Her Majesty, to defray the Salaries of two Assistant Clerks of the Legislative Council, for the year one thousand eight hundred and forty-six.
5. *Resolved*, As the opinion of this Committee, that a sum not exceeding two hundred and fifty pounds, currency, be granted to Her Majesty, to defray the Salary of the Clerk of Committees, Law Clerk, and English Translator of the Legis-

Supply.

lative Council, for the year one thousand eight hundred and forty-six.

6. *Resolved*, As the opinion of this Committee, that a sum not exceeding two hundred and twenty-five pounds, currency, be granted to Her Majesty, to defray the Salary of the French Translator of the Legislative Council, for the year one thousand eight hundred and forty-six.

7. *Resolved*, As the opinion of this Committee, that a sum not exceeding one hundred pounds, currency, be granted to Her Majesty, to defray the Salary of the Gentleman Usher of the Black Rod, for the year one thousand eight hundred and forty-six.

8. *Resolved*, As the opinion of this Committee, that a sum not exceeding one hundred pounds, currency, be granted to Her Majesty, to defray the Salary of the Sergeant-at-Arms to the Legislative Council, for the year one thousand eight hundred and forty-six.

9. *Resolved*, As the opinion of this Committee, that a sum not exceeding two hundred pounds, currency, be granted to Her Majesty, to defray the Salary of the Chaplain and Librarian to the Legislative Council, for the year one thousand eight hundred and forty-six.

10. *Resolved*, As the opinion of this Committee, that a sum not exceeding sixty pounds, currency, be granted to Her Majesty, to defray the Salary of the Door-keeper of the Legislative Council, for the year one thousand eight hundred and forty-six.

11. *Resolved*, As the opinion of this Committee, that a sum not exceeding one hundred pounds, currency, be granted to Her Majesty, to defray the Salary of the Head Messenger to the Legislative Council, for the year one thousand eight hundred and forty-six.

12. *Resolved*, As the opinion of this Committee, that a sum not exceeding one hundred and thirty-five pounds, currency, be granted to Her Majesty, to defray the Salaries of three Messengers to the Legislative Council, for the Session, at the rate of forty-five pounds each.

13. *Resolved*, As the opinion of this Committee, that a sum not exceeding five thousand pounds, currency, be granted to Her Majesty, to defray the Contingent Expenses of the Legislative Council, for the year one thousand eight hundred and forty-six.

14. *Resolved*, As the opinion of this Committee, that a sum not exceeding one thousand pounds, currency, be granted to Her Majesty, to defray the Salary of the Speaker of the Legislative Assembly, for the year one thousand eight hundred and forty-six.

15. *Resolved*, As the opinion of this Committee, that a sum not exceeding five hundred pounds, currency, be granted to Her Majesty, to defray the Salary of the Clerk of the Legislative Assembly, for the year one thousand eight hundred and forty-six.

16. *Resolved*, As the opinion of this Committee, that a sum not exceeding four hundred pounds, currency, be granted to Her Majesty, to defray the Salary of the Assistant Clerk of the Legislative Assembly, for the year one thousand eight hundred and forty-six.

17. *Resolved*, As the opinion of this Committee, that a sum not exceeding three hundred and fifty pounds, currency, be granted to Her Majesty, to defray the Salary of the English Translator and Law Clerk to the Legislative Assembly, for the year one thousand eight hundred and forty-six.

Supply.

18. *Resolved*, As the opinion of this Committee, that a sum not exceeding two hundred and fifty pounds, currency, be granted to Her Majesty, to defray the Salary of the French Translator to the Legislative Assembly, for the year one thousand eight hundred and forty-six.

19. *Resolved*, As the opinion of this Committee, that a sum not exceeding one hundred pounds, currency, be granted to Her Majesty, to defray the Salary of the Sergeant-at-Arms to the Legislative Assembly, for the year one thousand eight hundred and forty-six.

20. *Resolved*, As the opinion of this Committee, that a sum not exceeding one hundred and fifty pounds, currency, be granted to Her Majesty, to defray the Salary of the Clerk of the Crown in Chancery, for the year one thousand eight hundred and forty-six.

21. *Resolved*, As the opinion of this Committee, that a sum not exceeding twenty-two thousand two hundred and fifty pounds, currency, be granted to Her Majesty, to defray the Contingent Expenses of the Legislative Assembly, including Sessional Allowances to the Members, for the year one thousand eight hundred and forty-six.

22. *Resolved*, As the opinion of this Committee, that a sum not exceeding three hundred and ninety-three pounds, six shillings and eightpence, currency, be granted to Her Majesty, to defray the Pension of *William Smith*, as late Clerk of the Legislative Council of *Lower Canada*, and Master in Chancery, for the year one thousand eight hundred and forty-six.

23. *Resolved*, As the opinion of this Committee, that a sum not exceeding sixty-six pounds, thirteen shillings and fourpence, currency, be granted to Her Majesty, to defray the Pension of *William Ginger*, as late Sergeant-at-Arms to the Legislative Council of *Lower Canada*, for the year one thousand eight hundred and forty-six.

24. *Resolved*, As the opinion of this Committee, that a sum not exceeding twenty pounds, currency, be granted to Her Majesty, to defray the Pension of *Louis Noreau*, as Messenger to the late Legislative Council of *Lower Canada*, for the year one thousand eight hundred and forty-six.

25. *Resolved*, As the opinion of this Committee, that a sum not exceeding eighteen pounds, currency, be granted to Her Majesty, to defray the Pension of *Pierre Lacroix*, as Messenger to the late Legislative Council of *Lower Canada*, for the year one thousand eight hundred and forty-six.

26. *Resolved*, As the opinion of this Committee, that a sum not exceeding eighteen pounds, currency, be granted to Her Majesty, to defray the Pension of *Joseph Bolduc*, as late Messenger of the Legislative Council of *Lower Canada*, for the year one thousand eight hundred and forty-six.

27. *Resolved*, As the opinion of this Committee, that a sum not exceeding sixty-six pounds, thirteen shillings and fourpence, currency, be granted to Her Majesty, to defray the Pension of *Louis B. Pinguet*, as Clerk of Committees to the late House of Assembly of *Lower Canada*, for the year one thousand eight hundred and forty-six.

28. *Resolved*, As the opinion of this Committee, that a sum not exceeding one hundred pounds, currency, be granted to Her Majesty, to defray the Pension of *Samuel Waller*, as Clerk of Committees to the late House of Assembly of *Lower*

Supply.

Canada, for the year one thousand eight hundred and forty-six.

29. *Resolved*, As the opinion of this Committee, that a sum not exceeding one hundred and thirty-three pounds, six shillings and eightpence, currency, be granted to her Majesty, to defray the Pension of *David Jardine*, as Clerk of Committees to the late House of Assembly of *Upper Canada*, for the year one thousand eight hundred and forty-six.

30. *Resolved*, As the opinion of this Committee, that a sum not exceeding one hundred and thirty-three pounds, six shillings and eightpence, currency, be granted to Her Majesty, to defray the Pension of *William Coates*, as Clerk of Committees to the late House of Assembly of *Upper Canada*, for the year one thousand eight hundred and forty-six.

31. *Resolved*, As the opinion of this Committee, that a sum not exceeding one hundred and thirty three pounds, six shillings and eightpence, currency, be granted to Her Majesty, to defray the Pension of *Jasper Brewer*, as late Librarian to the House of Assembly of *Lower Canada*, for the year one thousand eight hundred and forty-six.

32. *Resolved*, As the opinion of this Committee, that a sum not exceeding eighteen pounds, currency, be granted to Her Majesty, to defray the Pension of *François Rodrigue*, as Messenger to the late House of Assembly of *Lower Canada*, for the year one thousand eight hundred and forty-six.

33. *Resolved*, As the opinion of this Committee, that a sum not exceeding eighteen pounds, currency, be granted to Her Majesty, to defray the Pension of *Louis Gagné*, as Messenger to the late House of Assembly of *Lower Canada*, for the year one thousand eight hundred and forty-six.

34. *Resolved*, As the opinion of this Committee, that a sum not exceeding one thousand two hundred and twenty-one pounds, fourteen shillings and twopence, currency, be granted to Her Majesty, for the relief of Foundlings and Indigent Sick Persons in the District of *Quebec*, for the year one thousand eight hundred and forty-six.

35. *Resolved*, As the opinion of this Committee, that a sum not exceeding six hundred and ninety-three pounds, ten shillings, currency, be granted to Her Majesty, for the relief of Foundlings and Indigent Sick Persons in the District of *Montreal*, for the year one thousand eight hundred and forty-six.

36. *Resolved*, As the opinion of this Committee, that a sum not exceeding two thousand pounds, currency, be granted to Her Majesty, towards defraying, in part, the sum of three thousand and fifty-seven pounds, three shillings and fourpence, claimed by the Grey Nuns of *Montreal*, as arrears due to them on their expenditure in the care of Foundlings and Indigent Sick under their charge for the past years.

37. *Resolved*, As the opinion of this Committee, that a sum not exceeding seven hundred and fifty pounds, currency, be granted to Her Majesty, for the relief of Foundlings and Indigent Sick Persons in the District of *Three Rivers*, for the year one thousand eight hundred and forty-six.

38. *Resolved*, As the opinion of this Committee, that a sum not exceeding one thousand pounds, currency, be granted to Her Majesty, as an aid to the Corporation of the General Hospital at *Montreal*, towards their expenses for the year one thousand eight hundred and forty-six.

Supply.

39. *Resolved*, As the opinion of this Committee, that a sum not exceeding seventy-five pounds, currency, be granted to Her Majesty, as an aid to the Managers of the Protestant Female Orphan Asylum at *Quebec*, for the year one thousand eight hundred and forty-six.

40. *Resolved*, As the opinion of this Committee, that a sum not exceeding seventy-five pounds, currency, be granted to Her Majesty as an aid to the Ladies of the Benevolent Society at *Montreal*, for Widows and Orphans, for the year one thousand eight hundred and forty-six.

41. *Resolved*, As the opinion of this Committee, that a sum not exceeding seventy-five pounds, currency, be granted to Her Majesty, as an aid to the Roman Catholic Orphan Asylum at *Quebec*, for the year one thousand eight hundred and forty-six.

42. *Resolved*, As the opinion of this Committee, that a sum not exceeding seventy-five pounds, currency, be granted to Her Majesty, as an aid to the *Montreal* Protestant Orphan Asylum, for the year one thousand eight hundred and forty-six.

43. *Resolved*, As the opinion of this Committee, that a sum not exceeding seventy-five pounds, currency, be granted to Her Majesty, as an aid to the Male Orphan Asylum at *Quebec*, for the year one thousand eight hundred and forty-six.

44. *Resolved*, As the opinion of this Committee, that a sum not exceeding seventy-five pounds, currency, be granted to Her Majesty, as an aid to the Charitable Association of the Ladies of the Roman Catholic Orphan Asylum at *Montreal*, for the year one thousand eight hundred and forty-six.

45. *Resolved*, As the opinion of this Committee, that a sum not exceeding three thousand pounds, currency, be granted to Her Majesty, towards the support of the Temporary Lunatic Asylum at *Toronto*, including the expense of fitting up the East Wing of the Parliament Buildings there, as an addition to the Asylum, for the year one thousand eight hundred and forty-six.

46. *Resolved*, As the opinion of this Committee, that a sum not exceeding five hundred pounds, currency, be granted to Her Majesty, towards the support of the *Toronto* General Hospital, for the year one thousand eight hundred and forty-six.

47. *Resolved*, As the opinion of this Committee, that a sum not exceeding three hundred pounds, currency, be granted to Her Majesty, towards the support of the *Toronto* House of Industry, for the year one thousand eight hundred and forty-six.

48. *Resolved*, As the opinion of this Committee, that a sum not exceeding three hundred pounds, currency, be granted to Her Majesty, for the relief of Indigent Sick at *Kingston*, for the year one thousand eight hundred and forty-six.

49. *Resolved*, As the opinion of this Committee, that a sum not exceeding five thousand five hundred pounds, currency, be granted to Her Majesty, to defray the expenses for supporting the Temporary Lunatic Asylum at *Beauport*, near *Quebec*, for the year one thousand eight hundred and forty-six.

50. *Resolved*, As the opinion of this Committee, that a sum not exceeding two hundred and fifty pounds, currency, be granted to Her Majesty, as an aid to the Medical Faculty of *M'Gill* College, for the year one thousand eight hundred and forty-six.

51. *Resolved*, As the opinion of this Committee, that a sum not exceeding two hundred and fifty

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pounds, currency, be granted to Her Majesty, as an aid to the *Montreal* School of Medicine and Surgery, for the year one thousand eight hundred and forty-six.

52. *Resolved,* As the opinion of this Committee, that a sum not exceeding fifty pounds, currency, be granted to Her Majesty, as an aid to the Literary and Historical Society at *Quebec*, for the year one thousand eight hundred and forty-six.

53. *Resolved,* As the opinion of this Committee, that a sum not exceeding fifty pounds, currency, be granted to Her Majesty, as an aid to the Natural History Society at *Montreal*, for the year one thousand eight hundred and forty-six.

54. *Resolved,* As the opinion of this Committee, that a sum not exceeding fifty pounds, currency, be granted to Her Majesty, as an aid to the Mechanic's Institute at *Quebec*, for the year one thousand eight hundred and forty-six.

55. *Resolved,* As the opinion of this Committee, that a sum not exceeding fifty pounds, currency, be granted to Her Majesty, as an aid to the Mechanic's Institute at *Montreal*, for the year one thousand eight hundred and forty-six.

56. *Resolved,* As the opinion of this Committee, that a sum not exceeding thirteen thousand eight hundred and fifty pounds, currency, be granted to Her Majesty, for the support of the Provincial Penitentiary at Kingston, for the year one thousand eight hundred and forty-six.

57. *Resolved,* As the opinion of this Committee, that a sum not exceeding three hundred and fifty pounds, currency, be granted to Her Majesty, to defray the Salary of the French Translator of the Laws, for the year one thousand eight hundred and forty-six.

58. *Resolved,* As the opinion of this Committee, that a sum not exceeding twenty-seven pounds, fifteen shillings and sixpence, currency, be granted to Her Majesty, to defray the Salary of the Inspector of Chimneys at *Three Rivers*, for the year one thousand eight hundred and forty-six.

59. *Resolved,* As the opinion of this Committee, that a sum not exceeding three hundred pounds, currency, be granted to Her Majesty, as an allowance to the five Keepers of Dépôts of Provisions on the *St. Lawrence*, below *Quebec*, with a view to the relief of Shipwrecked Persons, for the year one thousand eight hundred and forty-six.

60. *Resolved,* As the opinion of this Committee, that a sum not exceeding one hundred and eighty-six pounds, currency, be granted to Her Majesty, for the purchase of Provisions for the Dépôts, for the year one thousand eight hundred and forty-six.

61. *Resolved,* As the opinion of this Committee, that a sum not exceeding twenty-five pounds, currency, be granted to Her Majesty, as an allowance to *Pierre Brochu*, for residing on the *Kempt* Road, with a view to assisting Travellers on that Road, for the year one thousand eight hundred and forty-six.

62. *Resolved,* As the opinion of this Committee, that a sum not exceeding twenty-five pounds, currency, be granted to Her Majesty, as an allowance to *J. Noble*, for residing on the *Kempt* Road, with a view to assisting Travellers on that Road, for the year one thousand eight hundred and forty-six.

63. *Resolved,* As the opinion of this Committee, that a sum not exceeding one thousand eight hundred and sixty pounds, currency, be granted to Her Majesty, to defray the Expenses of Quarantine Establishments at *Quebec* and *Grosse Isle*, including excess of expenditure last year, for the year one thousand eight hundred and forty-six.

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64. *Resolved,* As the opinion of this Committee, that a sum not exceeding five thousand pounds, currency, be granted to Her Majesty, to defray the Printing of the Laws, and other Printing for the Public Service, for the year one thousand eight hundred and forty-six.

65. *Resolved,* As the opinion of this Committee, that a sum not exceeding three hundred and fifty pounds, currency, be granted to Her Majesty, to defray the expense of distributing the Laws.

66. *Resolved,* As the opinion of this Committee, that a sum not exceeding three hundred and eighty three pounds and fivepence, currency, be granted to Her Majesty, to defray the excess of expense of distributing the Laws for 1845, over the amount estimated.

67. *Resolved,* As the opinion of this Committee, that a sum not exceeding two thousand pounds, currency, be granted to Her Majesty, to defray the ordinary repairs, alterations, rent, and care of Public Buildings, &c., for the year one thousand eight hundred and forty-six.

68. *Resolved,* As the opinion of this Committee, that a sum not exceeding five hundred pounds, currency, be granted to Her Majesty, to defray unforeseen expenses in the various branches of the Public Service, for the year one thousand eight hundred and forty-six.

69. *Resolved,* As the opinion of this Committee, that a sum not exceeding one hundred pounds, currency, be granted to Her Majesty, to defray the expense of Enregistering Public Documents, &c., for the year one thousand eight hundred and forty-six.

70. *Resolved,* As the opinion of this Committee, that a sum not exceeding one hundred pounds, currency, be granted to Her Majesty, to defray the Contingent Expenses of the Office of the Clerk of the Crown in Chancery, for the year one thousand eight hundred and forty-six.

71. *Resolved,* As the opinion of this Committee, that a sum not exceeding one thousand one hundred and sixty pounds, currency, be granted to Her Majesty, to defray the Assessment on Public Buildings, for the year one thousand eight hundred and forty-six.

72. *Resolved,* As the opinion of this Committee, that a sum not exceeding one hundred and fifty pounds, nineteen shillings and threepence, currency, be granted to Her Majesty, to defray the excess of assessment on Public Buildings at *Montreal*, over the estimate of 1845, for the year one thousand eight hundred and forty-six.

73. *Resolved,* As the opinion of this Committee, that a sum not exceeding seventy pounds, currency, be granted to Her Majesty, to defray the additional Salary to the Interpreters to the Courts at *Quebec* and *Montreal*, for the year one thousand eight hundred and forty-six.

74. *Resolved,* As the opinion of this Committee, that a sum not exceeding seven hundred and fifty pounds, currency, be granted to Her Majesty, to defray the proportion of expenses of keeping Light Houses on the Isles of *St. Paul* and *Scattarie*, for the year one thousand eight hundred and forty-six.

75. *Resolved,* As the opinion of this Committee, that a sum not exceeding four hundred and thirty three pounds, seventeen shillings and elevenpence, currency, be granted to Her Majesty, to defray the excess of expenditure for keeping Light Houses on the Isles of *St. Paul* and *Scattarie*,

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for the years one thousand eight hundred and forty-four and one thousand eight hundred and forty-five, over and above the sum provided therefor.

76. *Resolved,* As the opinion of this Committee, that a sum not exceeding twenty pounds, currency, be granted to Her Majesty, to defray the Pension to *Jean Brien,* for wounds received in the Public Service, for the year one thousand eight hundred and forty-six.

77. *Resolved,* As the opinion of this Committee, that a sum not exceeding six hundred pounds, currency, be granted to Her Majesty, to defray the Travelling Allowance for Circuits, by Judges in *Lower Canada,* for the year one thousand eight hundred and forty-six.

78. *Resolved,* As the opinion of this Committee, that a sum not exceeding fifty pounds, currency, be granted to Her Majesty, to defray the Travelling Expenses of Mr. Justice *Fiset,* on the *Magdalen* Islands Circuit, in the year one thousand eight hundred and forty-five.

79. *Resolved,* As the opinion of this Committee, that a sum not exceeding twenty-five pounds, currency, be granted to Her Majesty, as a compensation to *François Ahier,* Commissioner for taking the census of the *Magdalen* Islands, for the amount paid by him for the hire of a schooner to perform the said service, and other extraordinary expenses incurred by him.

80. *Resolved,* As the opinion of this Committee, that a sum not exceeding ninety-six pounds, seven shillings and one penny, currency, be granted to Her Majesty, to compensate *J. E. Turcotte,* Esquire, for Translating into French the Index to the Statutes and Ordinances of *Lower Canada,* from the 3 *Will.* 4 to 4 *Vic.,* inclusive.

81. *Resolved,* As the opinion of this Committee, that a sum not exceeding five hundred and fifty pounds, currency, be granted to Her Majesty, to defray the expenses of Commissioners of Enquiry into the state of the Department of the Board of Works, for the year one thousand eight hundred and forty-six.

82. *Resolved,* As the opinion of this Committee, that a sum not exceeding two hundred and fifty pounds, currency, be granted to Her Majesty, to defray the Expenses of the Commissioners of Enquiry into the state of the Department of the Crown Lands, for the year one thousand eight hundred and forty-six.

83. *Resolved,* As the opinion of this Committee, that a sum not exceeding three hundred and sixty-seven pounds, fifteen shillings and one penny, currency, be granted to Her Majesty, to make up the deficiency of the Funds of the Trinity House of *Montreal,* to the 31st December last.

84. *Resolved,* As the opinion of this Committee, that a sum not exceeding six hundred and fifty eight pounds, six shillings, currency, be granted to Her Majesty, to make up the deficiency of the Decayed Pilot Fund at *Montreal,* caused by the defalcation of the late Secretary and Treasurer of the Trinity House of *Montreal,* and for three and one half years' interest thereon, viz. Deficiency, five hundred and forty-four pounds, one shilling. Interest one hundred and fourteen pounds, five shillings.

85. *Resolved,* As the opinion of this Committee, That a sum not exceeding seven pounds, ten shillings, currency, be granted to Her Majesty, to cover the expenses incurred by *Felix Fortier,* Esquire, Clerk of the Crown in Chancery, in removing self and family from *Quebec* to *Montreal.*

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86. *Resolved,* As the opinion of this Committee, that a sum not exceeding two hundred and ninety-four pounds, fourteen shillings and four pence, currency, be granted to Her Majesty, to indemnify *James Mitchell,* Esquire, for expenses incurred in the care of the Light Houses at *Turkey* Point, on Lake *Erie,* in one thousand eight hundred and thirty-five and one thousand eight hundred and thirty-six.

87. *Resolved,* As the opinion of this Committee, that a sum not exceeding one hundred and thirty pounds, currency, be granted to Her Majesty, to remunerate *John Geary,* for work done by him on the *Sarnia* Road, over and above the appropriation for that Road.

88. *Resolved,* As the opinion of this Committee, that a sum not exceeding three hundred pounds, currency, be granted to Her Majesty, for the erection of a Custom House at *Dundee.*

89. *Resolved,* As the opinion of this Committee, that a sum not exceeding seven hundred and fifty pounds, currency, be granted to Her Majesty, to defray Expenses of the Commission on Claims for Losses during the Troubles in the years one thousand eight hundred and thirty-seven and one thousand eight hundred and thirty-eight.

90. *Resolved,* As the opinion of this Committee, that a sum not exceeding four hundred pounds, currency, be granted to Her Majesty, to defray the Expense of Copying and Preserving the old French Records in the Archives at *Quebec.*

91. *Resolved,* As the opinion of this Committee, that a sum not exceeding seven hundred and forty-one pounds, three shillings, currency, be granted to Her Majesty, to defray the Expense of Printing and Distributing the Revised Statutes of *Lower Canada,* &c., over and above the appropriation for that service.

92. *Resolved,* As the opinion of this Committee, that a sum not exceeding two hundred and six pounds, three shillings and three-pence, currency, be granted to Her Majesty, to defray the Pension of Mrs. *Margaret Powell,* as late Housekeeper of the Public Offices at *Toronto,* from the date of the Union in the year one thousand eight hundred and forty-one, to the year one thousand eight hundred and forty-six inclusive, at the rate of thirty-five pounds per annum.

93. *Resolved,* As the opinion of this Committee, that a sum not exceeding three hundred and ninety-two pounds, one shilling and sevenpence, currency, be granted to Her Majesty, to indemnify *A. J. Wolff,* so much due to him, for expenses incurred in the years one thousand eight hundred and thirty-one and one thousand eight hundred and thirty-two, in opening the *Metis* or *Kempt* Road.

94. *Resolved,* As the opinion of this Committee, that a sum not exceeding two thousand pounds, currency, be granted to Her Majesty, for Repairs and Alterations to Gaols in *Lower Canada,* for the year one thousand eight hundred and forty-six.

95. *Resolved,* As the opinion of this Committee, that a sum not exceeding two hundred and fifty pounds, currency, be granted to Her Majesty, to enable Messrs. *Hall* and *Thorburn,* Commissioners for Works on Roads and Bridges in *Canada West,* under the Acts 7 *Will.* 4, cap. 107, and 2 *Vic.* cap. 56, to pay certain unadjusted claims against that Commission.

96. *Resolved,* As the opinion of this Committee, that a sum not exceeding two hundred pounds, currency, be granted to Her Majesty, to provide Books for the Department of the Executive Council.

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97. *Resolved*, As the opinion of this Committee, that a sum not exceeding two hundred and seventeen pounds, nineteen shillings and ninepence, currency, be granted to Her Majesty, to make up the deficiency of the Fund of the Marine Hospital, in the year one thousand eight hundred and forty-five, incurred by the extra number of Shipwrecked Seamen with frozen limbs, admitted into the Hospital.

98. *Resolved*, As the opinion of this Committee, that a sum not exceeding one hundred and twenty-one pounds, five shillings, currency, be granted to Her Majesty, to defray the expenses of Printing the Geological Reports, and for Translating a Report of Progress, in the year one thousand eight hundred and forty three.

99. *Resolved*, As the opinion of this Committee, that a sum not exceeding twenty pounds, currency, be granted to Her Majesty, to remunerate Dr. *Leduc* for his Professional Services to the wounded Rioters on the *Beauharnois* Canal, in the year one thousand eight hundred and forty-three.

100. *Resolved*, As the opinion of this Committee, that a sum not exceeding one hundred pounds, currency, be granted to Her Majesty, to defray the Salary of the Secretary of the Royal Institution for the Advancement of Learning, for the year one thousand eight hundred and forty-six.

101. *Resolved*, As the opinion of this Committee, that a sum not exceeding sixty-seven pounds, fifteen shillings and sevenpence, currency, be granted to Her Majesty to defray the allowance to the Secretary of the Royal Institution for the Advancement of Learning, for a Clerk, Messenger, and Contingencies, for the year one thousand eight hundred and forty-six.

102. *Resolved*, As the opinion of this Committee, that a sum not exceeding one thousand one hundred and eleven pounds, two shillings and twopence, currency, be granted to Her Majesty, as an aid to the *Upper Canada* College, for the year one thousand eight hundred and forty-six.

103. *Resolved*, As the opinion of this Committee, that a sum not exceeding five hundred pounds, currency, be granted to Her Majesty, as an aid to *Victoria* College, for the year one thousand eight hundred and forty-six.

104. *Resolved*, As the opinion of this Committee, that a sum not exceeding five hundred pounds, Currency, be granted to Her Majesty, as an aid to the Queen's College, for the year one thousand eight hundred and forty-six.

105. *Resolved*, As the opinion of this Committee, that a sum not exceeding two hundred and one thousand, five hundred and thirty-five pounds, three shillings and sevenpence, currency, be granted to Her Majesty, to complete the *Welland* Canal, to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

106. *Resolved*, As the opinion of this Committee, that a sum not exceeding one hundred and eighty-one thousand nine hundred and twenty-five pounds, four shillings and sevenpence, currency, be granted to Her Majesty, to complete the *St. Lawrence* Canals, and including the expenditure of the fifteen thousand pounds granted by the Act 8 *Vic.*, cap. 69, for forming a deep water Basin at the entrance of the *Lachine* Canal, to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

107. *Resolved*, As the opinion of this Committee, that a sum not exceeding five hundred and forty-nine pounds, four shillings and twopence, currency, be granted to Her Majesty, to complete the *Cascades* Road, to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

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108. *Resolved*, As the opinion of this Committee, that a sum not exceeding three thousand eight hundred and ninety-three pounds, twelve shillings and one penny currency, be granted to Her Majesty, to complete the improvements on the *Ottawa*, to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

109. *Resolved*, As the opinion of this Committee, that a sum not exceeding one thousand nine hundred and four pounds, six shillings and fivepence, currency, be granted to Her Majesty, to complete the *Hamilton* and *Dover* Road, to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

110. *Resolved*, As the opinion of this Committee, that a sum not exceeding thirteen thousand five hundred and ninety-seven pounds, seven shillings and fourpence, currency, be granted to Her Majesty, to complete Harbours and Light Houses, and Roads leading thereto, to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

111. *Resolved*, As the opinion of this Committee, that a sum not exceeding two thousand six hundred and nineteen pounds, fourteen shillings and elevenpence, currency, be granted to Her Majesty, to complete the River *Richelieu* improvements, to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

112. *Resolved*, As the opinion of this Committee, that a sum not exceeding six thousand, five hundred pounds, currency, be granted to Her Majesty, to complete the Main North *Toronto* Road, to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

113. *Resolved*, As the opinion of this Committee, that a sum not exceeding two thousand one hundred and eighty-one pounds, nine shillings and threepence, currency, be granted to Her Majesty, to complete the *London*, *Chatham*, *Sandwich* and *Amherstburg* Roads, to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

114. *Resolved*, As the opinion of this Committee, that a sum not exceeding one thousand one hundred and fifty-seven pounds, three shillings and twopence, currency, be granted to Her Majesty, to complete the Road from *L'Orignal* to the *St. Lawrence*, to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

115. *Resolved*, As the opinion of this Committee, that a sum not exceeding five hundred pounds, currency, be granted to Her Majesty, for building a Bridge over the *Champlain*, in a dangerous state at present, to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

116. *Resolved*, As the opinion of this Committee, that a sum not exceeding one thousand pounds, currency, be granted to Her Majesty, for building a Bridge at *Jacques Cartier*, about three hundred yards below the present one, and improving the approaches thereto, to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

117. *Resolved*, As the opinion of this Committee, that a sum not exceeding four thousand five

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hundred and sixty-four pounds, currency, be granted to Her Majesty, for works connected with the *Gaspé* Roads, viz.: *Gaspé* Roads from *Percé* Point to the settlements of *Gaspé* Basin, and from the little River *Ristigouche* to the mouth of the *Matapediac;* construction of the *Metis* and *Rimouski* Bridges; repairs of the *Kenmore* Bridge, and of the Roads in *Percé,* to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

118. *Resolved,* As the opinion of this Committee, that a sum not exceeding five hundred pounds, currency, be granted to Her Majesty, for improvements to the *Chemin des Caps,* to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

119. *Resolved,* As the opinion of this Committee, that a sum not exceeding seven thousand three hundred pounds, currency, be granted to Her Majesty, for building the following Bridges on the Road south of the *St. Lawrence,* over the *Etchemin, Nicolet, Bécancour, Godefroy, Châteauguay* and *Duchêne* Rivers; to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

120. *Resolved,* As the opinion of this Committee, that a sum not exceeding ten thousand seven hundred and sixty-one pounds, currency, be granted to Her Majesty, for opening the *Arthabaska* Road, from the *Gosford* Road to *Halifax,* terminating in the *Melbourne* and *Kingston* Road, to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

121. *Resolved,* As the opinion of this Committee, that a sum not exceeding nine thousand eight hundred pounds, currency, be granted to Her Majesty, for improving the Stage Road between *St. John's,* in the District of *Montreal,* and *Stanstead,* in the District of *St. Francis,* planking or otherwise improving between *St. John's* and *Stanbridge* Upper Mills, and improving sundry portions, including the *Sutton* and *Potton* Mountain Road, to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

122. *Resolved,* As the opinion of this Committee, that a sum not exceeding one thousand pounds, currency, be granted to Her Majesty, for improving the *Grand River Swamp* Road, to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

123. *Resolved,* As the opinion of this Committee, that a sum not exceeding one thousand five hundred pounds, currency, be granted to Her Majesty, for improving *Rouge* Hill and Bridge, and another Hill and Bridge, East of the former, to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

124. *Resolved,* As the opinion of this Committee, that a sum not exceeding two thousand nine hundred and thirty-nine pounds, currency, be granted to Her Majesty, for improving the Road from *L'Orignal* to *Bytown,* by *Hatfield, Clifford, Beckworth,* and *Green's Creeks,* together with the building a Bridge across the narrow channel at the mouth of the *Rideau,* on the line of the Road, from the *Gatineau* Ferry to *Bytown,* to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

125. *Resolved,* As the opinion of this Committee, that a sum not exceeding six thousand pounds, currency, be granted to Her Majesty, for improving the *Trent* Navigation, in completing the Works now in progress, and for the improvement of the Boundary Line from *Asphodel* to *Peterboro',* and for building a Bridge across the *Otonabee* at *Peterboro'* on the site of the old one, to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province. Supply.

126. *Resolved,* As the opinion of this Committee, that a sum not exceeding one hundred and seventy pounds, currency, be granted to Her Majesty, for liquidating the expenses incurred for the reconstruction of the *Lancaster* Bridge, damaged by the public works in progress on the River *Trent,* to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

127. *Resolved,* As the opinion of this Committee, that a sum not exceeding seven thousand three hundred and forty-two pounds, thirteen shillings and twopence, currency, be granted to Her Majesty, for the extension of the Piers and Wharf at the *Rondeau* Harbour to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

128. *Resolved,* As the opinion of this Committee, that a sum not exceeding four thousand eight hundred pounds, currency, be granted to Her Majesty, for the extension of the Piers, and opening inner Basin at *Port Stanley* Harbour, to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

129. *Resolved,* As the opinion of this Committee, that a sum not exceeding twenty-four thousand eight hundred and eighty-nine pounds, currency, be granted to Her Majesty, for the main Eastern Township Road from *Chambly* to *Granby,* &c., to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

130. *Resolved,* As the opinion of this Committee, that a sum not exceeding two thousand nine hundred pounds, currency, be granted to Her Majesty, for repairs and erection of Light Houses, to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

131. *Resolved,* As the opinion of this Committee, that a sum not exceeding one thousand one hunhundred and forty-six pounds, four shillings and sevenpence, currency, be granted to Her Majesty, for the completion of the works at *Ste. Anne* Rapids, to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

132. *Resolved,* As the opinion of this Committee, that a sum not exceeding two hundred and twenty-two pounds, fourteen shillings and fourpence, currency, be granted to Her Majesty, for the following public works, viz.: one hundred and forty-four pounds, four shillings and tenpence, for *Bayonne* Bridge; seven pounds, three shillings for *Gananoque* Bridge; and seventy-one pounds, six shillings and sixpence, for the *Toronto* and *Sauguin* Road, to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

133. *Resolved,* As the opinion of this Committee, that a sum not exceeding three hundred and twenty-five pounds, nineteen shillings and nine pence, currency, be granted to Her Majesty, for repairs to the *Dover* Road, to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

134. *Resolved,* As the opinion of this Committee, that a sum not exceeding one hundred and

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eighty-seven pounds, currency, be granted to Her Majesty, for Lithographing Maps, to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

135. *Resolved*, As the opinion of this Committee, that a sum not exceeding one hundred and twenty-three pounds, seventeen shillings and one penny, currency, be granted to Her Majesty, for the *Rice* Lake Road, to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

136. *Resolved*, As the opinion of this Committee, that a sum not exceeding three hundred and fifty-eight pounds, five shillings and elevenpence, currency, be granted to Her Majesty, for the *Caledonia* Bridge and *Hamilton* and *Port Dover* Road, to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

137. *Resolved*, As the opinion of this Committee, that a sum not exceeding fifty-two pounds thirteen shillings, currency, be granted to Her Majesty, for Toll Houses on the *Cascades* Road, to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

138. *Resolved*, As the opinion of this Committee, that a sum not exceeding fifty pounds, currency, be granted to Her Majesty, for Toll Houses on *Port Stanley* Road, to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

139. *Resolved*, As the opinion of this Committee, that a sum not exceeding one thousand nine hundred and sixty-nine pounds, one shilling and twopence, currency, be granted to Her Majesty, for the *Rondeau* Road, to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

140. *Resolved*, As the opinion of this Committee, that a sum not exceeding sixty pounds, currency, be granted to Her Majesty, for raising a large Store in *Toronto* Harbour, to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

141. *Resolved*, As the opinion of this Committee, that a sum not exceeding three hundred and seven pounds nine shillings, currency, be granted to Her Majesty, for repairs to the *Chaudière* Bridge, and removal of Toll Houses, to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

142. *Resolved*, As the opinion of this Committee, that a sum not exceeding one thousand pounds, currency, be granted to Her Majesty, to defray the expense of placing two Booms at the mouth of the River *Trent*, at the foot of *Crow* Bay, and mouth of *Crow* River, to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

143. *Resolved*, As the opinion of this Committee, that a sum not exceeding ninety-one pounds, seven shillings and sevenpence, currency, be granted to Her Majesty, to pay a balance remaining due to Mr. *J. L. Wilkinson*, Contractor, for the construction of the Union Suspension Bridge, to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.

144. *Resolved*, As the opinion of this Committee, that a sum not exceeding six thousand pounds, currency, be granted to Her Majesty, towards defraying a portion of the Contingent Expenses of the Administration of Justice in that section of the Province late *Upper Canada*.

Supply.

145. *Resolved*, As the opinion of this Committee, that a sum not exceeding twenty-three pounds, fifteen shillings, currency, be granted to Her Majesty, to reimbuse M. *MacIver*, moneys advanced by his late father, *Evander MacIver*, towards rebuilding the Bridge over the River *Batiscan*.

146. *Resolved*, As the opinion of this Committee, that a sum not exceeding two hundred pounds, currency, be granted to Her Majesty, to compensate the Mercantile Library Association of *Montreal*, for losses sustained in consequence of the removal of the Institution from the *St. Anne's* Market.

147. *Resolved*, As the opinion of this Committee, that a sum not exceeding sixty pounds, currency, be granted to Her Majesty, for an allowance to cover the Travelling Expenses of the two Circuit Judges in the District of *Quebec*, at thirty pounds each.

148. *Resolved*, As the opinion of this Committee, that a sum not exceeding fifty-eight pounds, seventeen shillings, currency, be granted to Her Majesty, to cover the amount due to certain persons for Road Work, performed in the year one thousand eight hundred and thirty-seven, in the Townships of *Cornwall* and *Roxburgh*, under the authority of the Provincial Statute, 7 *Will* 4, cap. 107, and 2 *Vic.*, cap. 56.

149. *Resolved*, As the opinion of this Committee, that a sum not exceeding two hundred and fifty-four pounds, six shillings, currency, be granted to Her Majesty, for the payment of certain Old Claims outstanding against the original appropriation for Works on the *Ottawa*.

150. *Resolved*, As the opinion of this Committee, that a sum not exceeding one hundred and twenty pounds, currency, be granted to Her Majesty, for the expense of erecting Log Huts, as stations on the *Bagot* Road, to afford shelter to Travellers in Winter.

151. *Resolved*, As the opinion of this Committee, that a sum not exceeding one thousand one hundred and eighty-one pounds, ten shillings and threepence, currency, be granted to Her Majesty, to meet the Claims of *Reid* and *Sheppard*, against the late Commissioners of the *Cornwall* Canal.

152. *Resolved*, As the opinion of this Committee, that a sum not exceeding five hundred pounds, currency, be granted to Her Majesty, to indemnify the Lutheran Congregation of *Williamsburgh*, for the loss of Land originally set apart for their accommodation.

153. *Resolved*, As the opinion of this Committee, that a sum not exceeding two hundred and thirty-eight pounds, six shillings and fourpence, currency, be granted to Her Majesty, to indemnify Messrs. *G. S. Boulton* and *Z. Burnham*, for moneys expended by them in the improvements of the navigation of the Inland Waters of the *Newcastle* District.

154. *Resolved*, As the opinion of this Committee, that a sum not exceeding three hundred and twenty-five pounds and twopence, currency, be granted to Her Majesty, to complete the *London*, *Chatham*, and *Amherstburgh* Road.

155. *Resolved*, As the opinion of this Committee, that a sum not exceeding three hundred and thirty-nine pounds, eight shillings and ninepence, currency, be granted to Her Majesty, for the liquidation of the balance due on the amount of Debentures issued by the late Commissioners for the *St. Lawrence* improvements.

156. *Resolved*, As the opinion of this Committee, that a sum not exceeding one thousand five hundred pounds, currency, be granted to Her

Supply.

Majesty, to make good the damages caused by the Works carried on for the improvements on the River *Trent* in the *Newcastle* District.

157. *Resolved*, As the opinion of this Committee, that a sum not exceeding five hundred pounds, currency, be granted to Her Majesty, for Contingent Expenses attending the Re-organization of the Militia of the Province.

158. *Resolved*, As the opinion of this Committee, that a sum not exceeding two hundred pounds, currency, be granted to Her Majesty, to meet the Expenses of the Commissioners on the Claims for Losses during the Political Troubles of the years one thousand eight hundred and thirty-seven and one thousand eight hundred and thirty eight, in *Lower Canada*.

Ordered, That the question of concurrence be now separately put upon the said Resolutions.

And the first to the forty-ninth of the said Resolutions inclusively, being again severally read, and the question being separately put upon each, they were agreed to by the House.

The fiftieth and fifty-first of the said Resolutions being again severally read;

The Honourable Mr. *Cayley* moved, seconded by the Honourable Mr. Attorney General *Smith*, that the said Resolutions be re-committed to the Committee of the whole House, to consider of the Supply granted to Her Majesty.

The question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Boulton*, *Cayley*, *Colvile*, *Daly*, Attorney General *Draper*, *Duggan*, *Ermatinger*, *Foster*, *Gowan*, *Hale*, *Hall*, *Macdonald* of Cornwall, *M'Connell*, *Moffatt*, *Monro*, *Papineau*, *Petrie*, *Robinson*, *Seymour*, *Sherwood* of Brockville, Solicitor General *Sherwood*, *Smith* of Frontenac, Attorney General *Smith*, *Stewart* of Bytown, *Stewart* of Prescott, Solicitor General *Taschereau*, and *Viger*.—(27.)

NAYS.

Messieurs, *Armstrong*, *Baldwin*, *Berthelot*, *Boutillier*, *Cauchon*, *Chabot*, *Chauveau*, *Christie*, *DeBleury*, *Desaunier*, *DeWitt*, *Drummond*, *Guillet*, *Jobin*, *LaFontaine*, *Lantier*, *Laterrière*, *Leslie*, *Macdonell* of Stormont, *Merritt*, *Méthot*, *Morin*, *Nelson*, *Rousseau*, *Smith* of Wentworth and *Taché*.—(26.)

So it was carried in the affirmative, and

Ordered, Acordingly.

The residue of the said Resolutions being again severally read, and the question being separately put upon each, they were agreed to by the House, and

Resolved, That this House doth concur with the Committee in the said Resolutions.

The Order of the Day for the House in Committee, to consider of the Supply granted to Her Majesty, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Christie* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Christie* reported that the Committee had come to several Resolutions, which he was directed to submit to the House, whenever it shall be pleased to receive the same; and also that he was directed by the Committee to move for leave to sit again.

Ordered, That the Report be received to-morrow.

Ordered, That the said Committee have leave to sit again to-morrow.

Message from Legislative Council.

A Message from the Legislative Council, by *John Fennings Taylor*, Esquire, one of the Masters in Chancery.

Mr. Speaker,

The Legislative Council have passed the following Bills without any amendment.

"An Act to provide for the Accommodation of the Courts of Superior Jurisdiction in *Upper Canada*." — Superior Courts Bill, (U. C.)

"An Act for defraying the expenses of the Administation of Justice in Criminal Matters in that part of the Province formerly *Upper Canada*." — Criminal Administration of Justice Bill, (U. C.)

"An Act to amend a certain Act, intituled, An Act to amend a certain Ordinance therein mentioned, relative to the Turnpike Roads near *Quebec*." — Quebec Turnpike Roads Bill.

"An Act for the appropriation of the Revenues arising from the Jesuit's Estates, for the year one thousand eight hundred and forty-six." — Jesuits Estates Revenue Bill.

"An Act to authorize the appropriation of nineteen thousand pounds to the improvement of the Gulf of *St. Lawrence*." — Gulf St. Lawrence Improvement Bill.

"An Act for the further prevention of Smuggling." — Smuggling Bill.

"An Act to continue and amend the Bankrupt Laws now in force in this Province." — Bankrupt Laws Bill.

Also,

The Legislative Council have passed the following Bills with amendments, to which they desire the concurrence of the Legislative Assembly:

"An Act to amend the Act of Incorporation of the City of *Toronto*." — Toronto Incorporation Act Bill.

"An Act for the better regulation of the Notarial Profession in *Lower Canada*." — Notarial Profession Bill, (L. C.)

"An Act to alter and amend the Act of Incorporation of the Town of *Cobourg*." — Cobourg Incorporation Bill.

Also,

Legislative Council,
Thursday, 4th June, 1846.

Ordered, That one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House that the Legislative Council have agreed to the amendment made by the Legislative Assembly, to the amendments made by the Legislative Council, to the Bill intituled, "An Act to alter and amend the Act incorporating the Town of *Hamilton*, and to erect the same into a City" without any amendment. — Hamilton Incorporation Bill.

Also,

Legislative Council,
Thursday, 4th June, 1846.

Ordered, That one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House that the Legislative Council have agreed to their Address to Her Majesty on the subject of the transmission of the Mails to and from *Great Britain*, and praying for a reduction of the rates of Postage, by filling up the blank with "Legislative Council, and the" — Postage.

Also,

Legislative Council,
Thursday, 4th June, 1846.

Ordered, That one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House that the Legislative Council have passed the accompanying Address to His Excellency the Governor General, on the subject of the transmission of the Mails to and from *Great Britain*, and praying for a reduction of the rates of Postage, to which they desire their concurrence.

To His Excellency Lieutenant General, the Right Honourable *Charles Murray*, Earl *Cathcart* of *Cathcart*, in the County of *Renfrew*, Knight Commander of the most Honourable Military Order of the Bath, Governor General of *British North America*, and Captain General and Governor in Chief in and over the Provinces of *Canada*, *Nova Scotia*, *New Brunswick*, and the Island of *Prince Edward*, and Vice Admiral of the same, and Commander of Her Majesty's Forces in *British North America*, &c. &c. &c.

MAY IT PLEASE YOUR EXCELLENCY,

We, Her Majesty's dutiful and loyal Subjects, the Legislative Council and

of *Canada*, in Provincial Parliament assembled, beg leave to approach Your Excellency with our respectful request, that you will be pleased to transmit our Joint Address on the subject of the transmission of the Mails to and from *Great Britain*, and praying for a reduction of the rates of Postage, in such a way as Your Excellency may deem fit, in order that the same may be laid at the foot of the Throne.

R. E. CARON,
Speaker.

LEGISLATIVE COUNCIL,
Thursday 4th June, 1846.

And also,

LEGISLATIVE COUNCIL,
Thursday, 4th June, 1846.

Bytown Incorporation Bill.

Ordered, That one of the Masters in Chancery do go down to the Legislative Assembly, to desire a Conference in the Committee Room of the Legislative Council, to-morrow at five o'clock, P. M., upon the subject matter of the amendments made by this House to the Bill, intituled, "An Act to define the limits of *Bytown*, and "to establish a Town Council therein," to which the Assembly have disagreed.

And then he withdrew.

The Master in Chancery was then called in, and informed by Mr. Speaker, that this House will send an answer by Message.

On motion of Mr. *Stewart* of *Bytown*, seconded by Mr. *Duggan*,

Resolved, That this House doth agree to a Conference with the Honourable the Legislative Council, as desired by their Honours, upon the subject matter of the amendments made by their Honours to the Bill, intituled, "An Act to de-"fine the limits of *Bytown*, and to establish a "Town Council therein."

Resolved, That four Managers be appointed to meet the Managers to be appointed by the Legislative Council, at the time and place appointed for the holding of the said Conference.

Ordered, That Mr. *Stewart* of *Bytown*, Mr. *Smith* of *Frontenac*, Mr. *Petrie*, and Mr. *Duggan*, be appointed Managers for conducting the said Conference.

Resolved, That the said Resolutions and Order be communicated by Message to the Legislative Council.

Ordered, That Mr. *Stewart* of *Bytown* do carry the said Message to the Legislative Council.

Returns to Addresses.

The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, laid before the House, by command of His Excellency the Governor General,

L. E. Pacaud, Esq.

Return to an Address from the Legislative Assembly to His Excellency the Governor General, praying that His Excellency will be pleased to cause to be laid before the House, "all Correspondence which has taken place between His Excellency, His Predecessor, Lord *Metcalfe*, and the Members of the Provincial Administration on one hand, and *Louis Edouard Pacaud*, Esquire, Commissioner of Bankrupts for the District of *Three Rivers*, on the other, relative to Mr. *Pacaud's* claim for remuneration and salary, for the services by him performed, and to be performed under the Act 7 *Victoria*, chapters 16 and 18."

(*For the said Return see Appendix A A A.*)

And also,

G. R. Burke, Esq.

Return to an Address from the Legislative Assembly, to His Excellency the Governor General, dated the 29th ultimo, praying that His Excellency would cause to be laid before them, "a Copy of all Correspondence between the Provincial Government, the Crown Lands Department, and *G. R. Burke*, Esquire, of *Bytown*, in respect to the appointment or refusal of that Gentleman to the Office of Agent for the sale of Clergy Reserves."

(*For the said Return see Appendix B.B.B.*)

District Court Act Bill.

The Order of the Day for the second reading of the Bill to amend an Act, intituled, "An Act to "amend, consolidate, and reduce into one Act the "several Laws now in force, establishing or regulating "the practice of the District Courts in that part of "the Province formerly *Upper Canada*," being read;

Mr. *Duggan* moved, seconded by Mr. *Seymour*, that the said Bill be now read a second time.

The question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Armstrong*, *Berthelot*, *Boutillier*, *Chabot*, *Daly*, *DeWitt*, *Duggan*, *Ermatinger*, *Foster*, *Guillet*, *LaFontaine*, *Laterrière*, *Leslie*, *Macdonald* of GLENGARY, *Macdonell* of DUNDAS, *Macdonell* of STORMONT, *Méthot*, *Moffatt*, *Morin*, *Rousseau*, *Seymour*, Attorney General *Smith*, *Taché*, Solicitor General *Taschereau*, and *Williams*.—(25.)

NAYS.

Messieurs *Dickson*, *Gowan*, *Macdonald* of CORNWALL, *M'Connell*, *Petrie*, *Robinson*, *Sherwood* of BROCKVILLE, and *Stewart* of PRESCOTT.—(8.)

So it was carried in the affirmative,

And the said Bill was read accordingly.

Mr. *Duggan* moved, seconded by Mr. *Ermatinger*, that the said Bill be Engrossed.

Mr. *Macdonald* of *Cornwall* moved, in amendment, seconded by Mr. *Petrie*, that all the words after "that" in the said motion, be struck out, and the following substituted, "the following words be added "to the first clause of the said Bill, viz. 'provided "'always, that the provisions of this Act shall not "'affect the present Incumbents.'"

The question having been put upon the said motion of amendment, a division ensued, and the names being called for, they were taken down as followeth:

YEAS.

Messieurs *Armstrong*, *Baldwin*, *Boulton*, *Dickson*, *Lantier*, *Macdonald* of CORNWALL, *Merritt*, *Petrie*, *Robinson*, *Sherwood* of BROCKVILLE, *Stewart* of BYTOWN, and *Stewart* of PRESCOTT.—(12.)

NAYS.

Messieurs *Boutillier*, *Cauchon*, *Cayley*, *Chabot*, *Christie*, *DeWitt*, *Drummond*, *Duggan*, *Ermatinger*, *Foster*, *Gowan*, *Guillet*, *Hale*, *LaFontaine*, *Laterrière*, *Leslie*, *Macdonald* of GLENGARY, *Macdonell* of DUNDAS, *Macdonell* of STORMONT, *M'Connell*, *Méthot*, *Moffatt*, *Morin*, *Rousseau*, *Seymour*, Attorney General *Smith*, *Taché*, Solicitor General *Taschereau*, and *Viger*.—(29.)

So it passed in the negative.

The question being then put on the main motion, a division again ensued, and the names being called for, they were taken down as followeth:—

District Court Act Bill.

YEAS.

Messieurs *Boutillier, Cauchon, Cayley, Chabot, Christie, DeWitt, Drummond, Duggan, Ermatinger, Foster, Guillet, Hale, LaFontaine, Laterrière, Leslie, Macdonald* of GLENGARY, *Macdonell* of DUNDAS, *Macdonell* of STORMONT, *Méthot, Moffatt, Morin, Rousseau, Seymour*, Attorney General *Smith, Taché*, Solicitor General *Taschereau, Viger*, and *Williams*.—(28.)

NAYS.

Messieurs *Armstrong, Baldwin, Boulton, Dickson, Gowan, Lantier, Macdonald* of CORNWALL, *M'Connell, Petrie, Robinson, Sherwood* of BROCKVILLE, *Stewart* of BYTOWN, and *Stewart* of PRESCOTT.—(13.)

So it was carried in the affirmative, and

Ordered, That the said Bill be Engrossed.

Contingencies.

The Order of the Day for the House in Committee, on the Fourth Report of the Standing Committee on Contingencies; on the Report of the Special Committee appointed to fix the Salaries and Allowances to the Officers and Messengers of the Legislative Assembly; and on the Fifth Report of the Standing Committee on Contingencies, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Macdonell* of *Dundas*, took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

Contingencies.

And Mr. *Macdonell* of *Dundas* reported, that the Committee had come to several Resolutions, which Resolutions were again read at the Clerk's table, and agreed to by the House, and are as followeth:—

1. *Resolved*, That the sum of twenty-five pounds be granted to Mrs. *Catherine M'Lennan*, widow of the late *Hugh M'Lennan*, late Doorkeeper of the Legislative Assembly, as a final settlement in full, of all claims respecting the services of her late husband.
2. *Resolved*, That the sum of thirty-one pounds ten shillings, be granted to Mrs. *Julia Bell*, widow of the late *Æneas Bell*, formerly Chief Messenger of the House of Assembly, as a final settlement in full, of all claims for the past services of herself and her late husband.
3. *Resolved*, That there be granted to *William Dixon*, a Messenger of this House, a retired allowance of eighteen pounds per annum, to be paid from the Contingencies of this House, from the end of the present Session.
4. *Resolved*, That the sum of twenty-five pounds six shillings and ten pence, be paid to Mrs. *Sophia Dalton*, as the sum due to her late husband for printing for the House of Assembly, in the late Province of *Upper Canada*, as a final settlement of all claims for such services.
5. *Resolved*, That a fixed Salary be paid to each Officer and Servant of this House, in lieu of all other allowances, as follows:—

	Officers and Messengers.	Per Annum. £ s. d.
1	W. B. Lindsay, Clerk, £750 per annum, to be taken as in lieu of all fees, allowances, and per centage, and to be continued only during the continuance in office of the present incumbent, in consideration of his long and faithful services; and thereafter to be fixed at £600 per annum.	
2	G. B. Faribault, Assistant Clerk, £550 per annum, to be taken in lieu of all allowances, and to be granted to the present incumbent only, in consideration of his long and faithful services during the Parliamentary Sessions, and in collecting historical documents for the Library of the House, and other services during the recess; and thereafter to be fixed at £450 per annum.	
3	G. W. Wicksteed, Law Clerk and English Translator	350 0 0
4	W. P. Patrick, Chief Office Clerk	350 0 0
5	W. Ross, Chief Clerk of Committees	350 0 0
6	Henri Voyer, French Translator	250 0 0
7	P. E. Gagnon, Clerk of French Journals	250 0 0
8	G. M. Muir, Clerk of English Journals...	250 0 0
9	Alfred Patrick, Clerk of Committees	250 0 0
10	Thomas Vaux, Second Office Clerk and Accountant	250 0 0
11	Alfred Todd, Clerk of Committees	250 0 0
12	W. B. Lindsay, Junior, Assistant Law Clerk and English Translator	200 0 0
13	G. Levesque, Assistant French Translator	200 0 0
14	D. P. Myrand do do	200 0 0
15	J. Huston, do do	200 0 0
16	William Winder, Librarian	200 0 0
17	Alpheus Todd, Assistant Librarian ... ... (After the present incumbents shall cease to hold office, but one Librarian to be appointed)	200 0 0
18	Geo. K. Chisholm, Sergeant-at-Arms	200 0 0
19	J. B. Moraud, Junior Clerk	150 0 0
20	Thaddeus Patrick, Junior Clerk	150 0 0
21	Henry Hartney... ... }	150 0 0
22	King Barton ... ... } Acting as Extra Clerks, and to be placed on the permanent list of	150 0 0
23	W. H. LeMoine ... } Clerks at	150 0 0
24	W. Spink ... ... }	150 0 0
25	L. Berthelot ... ... }	125 0 0
26	H. B. Stuart ... ... } Extra Clerks, to be placed on the permanent list at	125 0 0
	Messengers.	
27	A. L. Cardinal, Chief Messenger	150 0 0
28	Robert Defries, Post Master	80 0 0
29	John Cameron, Assistant Messenger to the present incumbent only	75 0 0
30	John O'Connor, Doorkeeper	70 0 0

6. *Resolved*, That all of the foregoing Salaries shall commence and take effect from and after the first day of January, one thousand eight hundred and forty-six, and shall be taken and considered as an annual Salary, and not for the Session.

7. *Resolved*, That any Officer or Servant of the House, who may consider his services inadequately paid by the amount of Salary fixed in the preceding Schedule, be allowed to retire from the service of the House; and that the Clerk (with the approbation of the Speaker) be authorized to fill the vacancy.

Contingencies.

8. *Resolved*, That in reference to the work to be done in the Offices of this House during the recess, in arranging the Documents therein, and in copying and attending to the Printing of the Journals of the present Session, and other unfinished business in those Offices, it is to be understood, in conformity with the recommendation contained in the Report on the Offices and Departments of the House, during the first Session (1841) of the last Parliament, that all the Officers of the House (including the Clerk and Clerk Assistant) are to complete and finish the whole of the work and business of the year; and that the labors of the recess shall, as nearly as possible, be by the Clerk so divided among the proper Officers under him, that a due proportionate share being allotted and performed by each, the printed Journals and other Documents may be placed in the hands of the Members as soon as possible after each Session, and further, that no charge for or payment for any extra work during the recess be hereafter allowed.

9. *Resolved*, That an humble Address be presented to His Excellency the Governor General, praying that His Excellency will be pleased to issue his Warrant in favor of *William Burns Lindsay*, Esquire, Clerk of this House, for a further sum of ten thousand one hundred and sixty-one pounds, eighteen shillings and one penny halfpenny, currency, on account of the Contingencies of this House, and assuring His Excellency that this House will make good the same.

Printed.

Ordered, That five hundred copies of the Address of this House, to Her Most Gracious Majesty the Queen, of the twelfth May last, on the subject of the proposed change in the Corn Laws, be printed for the use of the Members of this House.

Orders postponed.

Mr. *Drummond* moved, seconded by the Honourable Mr. *LaFontaine*, that the remaining Orders of the Day be postponed until to-morrow.

The question being put upon the said motion, a division ensued:

Yeas	...	...	13
Nays	...	...	11

So it was carried in the Affirmative, and

Ordered, Accordingly.

Then, on motion of the Honourable Mr. *LaFontaine*, seconded by Mr. *Drummond*,

The House adjourned until to-morrow at Eleven o'clock, A. M.

Sabbati, 6° die Junii.

ANNO NONO VICTORIÆ REGINÆ, 1846.

11, *â Horâ, A. M.*

District Court Act Bill.

AN Engrossed Bill to amend an Act, intituled, "An Act to amend, consolidate, and reduce into "one Act the several Laws now in force, establishing or "regulating the Practice of the District Courts in "that part of the Province formerly *Upper Canada*," was read for the third time.

Mr. *Duggan* moved, seconded by Mr. *Cummings*, that the Bill do pass, and the Title be, "An Act to "amend an Act passed in the last Session of this "Parliament, intituled, 'An Act to amend, consoli-"date, and reduce into one Act, the several Laws "now in force, establishing or regulating the Prac-"tice of District Courts in the several Districts of "that part of this Province formerly *Upper Canada*."

The question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Armstrong*, *Chabot*, *Cummings*, *Daly*, Attorney General *Draper*, *Duggan*, *Ermatinger*, *Foster*, *Jobin*, *LaFontaine*, *Leslie*, *Macdonell* of DUNDAS, *Macdonell* of STORMONT, *Méthot*, *Scott*, Solicitor General *Sherwood*, *Smith* of FRONTENAC, Attorney General *Smith*, and *Williams*.—(19.)

NAYS.

Messieurs *Dickson*, *Robinson*, *Sherwood* of BROCKVILLE, *Stewart* of BYTOWN, and *Stewart* of PRESCOTT.—(5.)

So it was carried in the affirmative, and

Resolved, Accordingly.

Ordered, That Mr. *Duggan* do carry the said Bill to the Legislative Council, and desire their concurrence.

Pursuant to the Order of the Day the following Petition was read:— Petition read.

Of the Reverend *Richard Anderson* and others, of *Ireland*, *Halifax*, and *Inverness*, praying that a Clause may be introduced into all Railway Bills, to prevent the profanation of Sundays. Rev. R. Anderson, et al.

Mr. *Stewart* of *Bytown*, from the Select Committee to which was referred the Petition of *Hamnett Pinhey*, Esquire, Warden of the Municipal Council of the District of *Dalhousie*, presented to the House the Report of the said Committee, which was again read at the Clerk's table. Hamnett Pinhey, Esq.

(*For the said Report, see Appendix, C.C.C.*)

Mr. *Merritt*, from the Select Committee to which was referred the Return to an Address for the amount expended on the different Cuts of the *St. Lawrence* Canals, and the amount of Tolls received thereon, presented to the House the Report of the said Committee, which was again read at the Clerk's table. St. Lawrence Canals.

(*For the said Report, see Appendix D. D. D.*)

Mr. *Jessup*, from the Select Committee to which was referred the Petition of *William Gibson*, Esquire, and others, freeholders of the Township of *Edwardsburgh*, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and agreed to by the House, and is as followeth: W. Gibson, Esq. et al.

Your Committee have proceeded, in accordance with the Order of reference, to investigate the merits of the Petition referred to them, and have agreed to report that the cases of the Petitioners deserve the serious attention of your Honourable House, and therefore respectfully recommend an Address to His Excellency, praying His Excellency to appoint two Commissioners who shall be Deputy Provincial Surveyors, to report the best method for relieving the Petitioners from the difficulties of their present situation. Report.

On motion of Mr. *Jessup*, seconded by Mr. *Sherwood* of *Brockville*,

Resolved, That an humble Address be presented to His Excellency the Governor General, praying that His Excellency will be pleased to appoint two Commissioners, who shall be Deputy Provincial Surveyors, to enquire into and report upon a certain alleged crooked Town Line between the Townships of *Edwardsburgh* and *Matilda*, to the end of having rectified any errors that may seem to exist in that particular. Address.

Ordered, That the said Address be presented to His Excellency the Governor General, by such Members of this House as are of the Honourable the Executive Council of this Province.

Ordered, That there be printed in each of the English and French Languages, for the use of the Members of this House, two hundred and fifty Copies of so much of the Return to an Printed.

Address of this House to His Excellency the Governor General, for Copies of the Reports and Correspondence of *E. G. De Rottermund,* Chemist, heretofore attached to the Provincial Geological Department, as contains the Report of the said *E. G. DeRottermund.*

On motion of the Honourable Mr. *Robinson,* seconded by Mr. *Duggan,*

Postage.

Resolved, That this House doth concur in the Address of the Honourable the Legislative Council, to His Excellency the Governor General, requesting His Excellency to transmit the Joint Address to Her Majesty, on the subject of the transmission of the Mails to and from *Great Britain;* and also, praying for a reduction of the rates of Postage, in such a way as His Excellency may deem fit, in order that it may be laid at the foot of the Throne; that the blank therein be filled up with the words "Legislative Assembly," and that the said Address be signed by Mr. Speaker, on behalf of this House.

Resolved, That a Message be sent to the Honourable the Legislative Council, acquainting their Honours that this House hath agreed to the Address to His Excellency the Governor General, on the subject of the transmission of the Mails to and from *Great Britain;* and also, praying for a reduction of the rates of Postage.

Ordered, That the Honourable Mr. *Robinson* do carry the said Message to the Legislative Council.

Major Richardson.

Mr. *Macdonell* of *Dundas,* moved, seconded by Mr. *Taché,* that this House doth concur in the Report of the Select Committee, to which was referred the Petition of Major *John Richardson,* Superintendent of Police on the *Welland* Canal.

The question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Cummings, Dickson, Laterrière, Macdonald* of CORNWALL, *Macdonell* of DUNDAS, *Macdonell* of STORMONT, *Merritt,* and *Taché.*—(8.)

NAYS.

Messieurs *Baldwin, Berthelot, Boulton, Boutillier, Cauchon, Cayley, Chabot, Chauveau, Colvile, Daly, DeBleury, Desaunier, DeWitt,* Attorney General *Draper, Guillet, Hale, Jessup, Jobin, LaFontaine, Lantier, Laurin, LeMoine, Leslie, M'Connell, Méthot, Meyers, Moffatt, Morin, Papineau, Robinson, Rousseau, Smith* of FRONTENAC, Attorney General *Smith, Smith* of WENTWORTH, *Stewart* of BYTOWN, *Stewart* of PRESCOTT, Solicitor General *Taschereau,* and *Williams.*—(38.)

So it passed in the negative.

Bytown Incorporation Bill.

Mr. *Stewart* of *Bytown* reported, that the Managers on the part of this House, of the further Conference agreed upon with the Legislative Council, on the subject matter of the amendments made by their Honours, to the Engrossed Bill, intituled, "An Act "to define the limits of *Bytown,* and to establish a "Town Council therein," and to which this House have disagreed, had been at the time and place appointed for holding the said further Conference, and there met the Managers on behalf of the Legislative Council, who delivered to them their Reasons for insisting on their said amendments, and he delivered the said Reasons in, at the Clerk's table, where they were read as followeth:—

1st. Because, the third Monday (being the fifteenth day) of this instant month of June, would be too early a day to fix for the first election of Members for the Town Council of *Bytown,* particularly inasmuch as the Bill provides for public notice of the place of election being given at least six days previous to the election: and because the said first election, if not held on the day appointed by the Bill, could not be held on any other day, the thirty-sixth section of the Bill appearing by its context to relate only to subsequent elections, although not so expressed. Bytown Incorporation Bill.

2nd. Because, it cannot be supposed that Her Majesty's Government holds landed property for purposes of speculation,—the presumption being, on the contrary, that all property belonging to the Crown is held for the interest of the community at large, and it ought therefore to be wholly exempt from taxation.

3rd. Because, the Legislative Council deem it but due to the memory of the gallant and meritorious Officer, to whose zeal, energy, and ability this Province is mainly indebted for the successful completion of the *Rideau* Canal, that the name of *Bytown* should be preserved from change; and because the Legislative Assembly has not given any reason for disagreeing to the amendment dictated by that feeling.

4th. Because, the streets in question having been laid out upon ground appropriated for that purpose by Her Majesty's Government, it is proper that the same should not be incumbered without the consent of Her Majesty's Government, and a power to give or withhold such consent is therefore given by the amendments, which the Legislative Council feels confident will not be abused.

5th. Because, the terms in which the penultimate clause of the Bill was worded, are held by the Legislative Council to be in many respects liable to objection.

6th. Because, the Clause which the Legislative Council proposed to add at the end of the Bill is in strict conformity with an article of the Royal Instructions to the Governors of this Province, relating to the enactment of laws by the Parliament of this Province.

On motion of Mr. *Boulton,* seconded by Mr. *Hall.*

Toronto Incorporation Bill.

Ordered, That the amendments made by the Legislative Council to the Bill, intituled, "An Act "to amend the Act of Incorporation of the City "of *Toronto,*" be now taken into consideration.

The House proceeded accordingly to take the said amendments into consideration.

And the said amendments were read, and are as followeth:—

Press 2, Line 13.—After "annum" leave out from "to" to "City" in line 14, both inclusive.

" 7, " 39.—Leave out "acting" and insert "ruling."

" 12, " 5.—After "and" where it occurs for the first time, insert "in."

And the said amendments being again read, they were agreed to by the House.

Ordered, That Mr. *Boulton* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendments.

On motion of Mr. *Boulton,* seconded by Mr. *Sherwood* of *Brockville,*

Cobourg Incorporation Bill.

Ordered, That the amendments made by the Legislative Council to the Bill intituled, "An "Act to alter and amend the Act of Incorporation of the Town of *Cobourg,*" be now taken into consideration.

The House proceeded accordingly to take the said amendments into consideration.

And the said amendments were read, and are as followeth:—

Press 8, Line 9.—Leave out "June" and insert "July."

" " " 22.—Leave out "June" and insert "July."

Press 13, Line 19.—After "for" insert "any one of."
" " " 35.—After "assessed" insert "shall and."
" 14, " 14.—Leave out "July" and insert "August."
" 15, " 23.—After "Town" insert "in."

And the said amendments being again read, they were agreed to by the House.

Ordered, That Mr. *Boulton* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendments.

Notarial Profession Bill, (L. C.)

On motion of Mr. *Laurin*, seconded by Mr. *Méthot*, *Ordered*, That the amendments made by the Legislative Council to the Bill intituled, "An Act "for the better regulation of the Notarial Pro- "fession in *Lower Canada*," be now taken into consideration.

The House proceeded accordingly to take the said amendments into consideration.

And the said amendments were read, and are as followeth:—

Press 2, Line 1.—After "Secretary," insert "-Treasurer."
" " " 6.—Leave out "3rdly. A Treasurer who."
" " " 10.—Leave out "4thly," and insert "3rdly."
" 3, " 33.—After "Secretary," insert "-Treasurer."
" 4, " 2.—Leave out "or Advocate."
" " " 5.—After "Secretary," insert "-Treasurer."
" 6, " 13.—Leave out "Secretary, *Syndic*, "nor Treasurer" and insert "Secretary-Treasurer, or "*Syndic*."
" " " 33.—Leave out "Treasurer" and insert "Secretary-Treasurer."
" 7, " 34.—After "Secretary" insert "-Treasurer."
" " " 35.—After "Secretary" insert "-Treasurer."
" " " 41.—After "Secretary" insert "-Treasurer."
" " " 47.—After "Secretary" insert "-Treasurer."
" 8, " 44.—After "ability," insert "and "have made proof of having "pursued for five years a re- "gular course of study in some "one or more of the Semi- "naries or Colleges named "in the fourteenth section of "this Act, or of otherwise hav- "ing received a regular classi- "cal education, comprising at "least a competent know- "ledge of the Latin language."
" " " 45.—After "articles" insert "and "an authentic copy of such "articles, as well as of every "assignment thereof, shall be "filed in the Office of the "Secretary-Treasurer of such "Board, within eight days "from the date thereof, on "pain of nullity. Provided "always that nothing herein "contained shall extend or "be construed to extend to "any Student whose Articles "shall have been executed "before the passing of this "Act, or to affect the right of "any such Student to obtain "his admission as a Notary "at the expiration of the term "of such Articles, subject to "the requirements of the laws "in force at the time such "Articles were executed, save "and except, that every such "Student shall cause an au- "thentic Copy of his Articles "to be filed in the Office of "the Secretary-Treasurer of "the Board of Notaries, with- "in whose jurisdiction his "Patron resides, within thirty "days after the establishment "of such Board."

Notarial Profession Bill, (L. C.)

Press 9, Line 17.—After "currency" insert "Clause A."

CLAUSE A.

"And be it enacted, that "from and after the first day "of January next, it shall be "the duty of each and every "Notary in *Lower Canada*, "to number, consecutively, "all Deeds, Contracts, or In- "struments, which may be "executed before him, and "remain of record in his office, "(*Etude*,) and to note the "number of each and every "such Deed, Contract, or In- "strument, in the margin of "his repertory, opposite to the "Entry of such Deed, Con- "tract, or Instrument, as well "as in every Copy thereof."

" " " 19.—After "therein," insert "the number thereof, and."
" 11, " 13.—After "Secretary," insert "-Treasurer."
" " " 17.—After "Secretary," insert "-Treasurer."
" " " 30.—After "Secretary," insert "-Treasurer."
" 12, " 1.—After "*Canada*," insert "and "that moreover, the Profes- "sion of Notary shall be in- "compatible with the Office "of Registrar, of any Regis- "try Office, and with the ex- "ercise of any other calling "or profession."
" " " 3.—After "Bench," insert "or that of Registrar."
" " " 9.—After "Bench," insert "or that of Registrar."
" " " 13.—After "Bench," insert "or that of Registrar."
" " " 18.—After "Bench," insert "or that of Registrar."
" " " 21.—After "offence," insert "and "it shall be lawful for any of "the said Boards of Notaries "to suspend for a time, or to "dismiss from Office, any "Notary within its jurisdic- "tion, who shall be lawfully "convicted of having exer- "cised at one and the same "time, the Profession of a "Notary, and any other cal- "ling or Profession: Provid- "ed always, that no Registrar "now appointed shall be af- "fected by the provisions of "this Act."

Notarial Profession Bill, (L. C.)

Press 12, Line 27.—After "accordingly," insert "Clause B."

CLAUSE B.

"And be it enacted, that "any person assaulting or "otherwise obstructing a No- "tary in the due execution of "his duty, as such, shall be "guilty of a misdemeanor, "and may, on conviction "thereof, be sentenced to the "same punishment, as if he "or she had been convicted "of an assault upon a Peace "Officer or Revenue Officer, "in the execution of his "duty."

" " " 35.—Leave out "or less."

" " " 44.—Leave out "Treasurer," and insert "Secretary-Treasurer."

" 13, " 33.—In the Schedule,—After "Secretary," insert "-Trea- "surer."

Resolved, That this House doth disagree with the Legislative Council in the said amendments.

Resolved, That a Select Committee of three Members, composed of Mr. *Laurin*, the Honourable Mr. *Morin*, and the Honourable Mr. *LaFontaine*, be appointed to draw up Reasons, to be offered to the Legislative Council at a Conference for disagreeing to the amendments made by their Honours to the Bill intituled, "An Act "for the better regulation of the Notarial Pro- "fession in *Lower Canada*."

Hawkins Plans.

The Honourable Mr. *Aylwin* moved, seconded by Mr. *Chabot*, that the Clerk of this House be authorised to obtain from *Alfred Hawkins*, Esquire, twenty-five Copies of his Plans of the Naval and Military Operations before *Quebec*, in 1759, a work illustrative of that interesting portion of history, so memorable in the progress of the British Arms, and characterised by the death in the moment of victory of the illustrious *Wolfe*.

The question having been put upon the said motion, a division ensued, and it was carried in the affirmative, and

Resolved, Accordingly.

Supply.

Mr. *Christie*, from the Committee of the whole House to consider of the Supply granted to Her Majesty, reported according to Order, the Resolutions of the said Committee, which Resolutions were again read at the Clerk's table, and are as followeth:

1. *Resolved*, As the opinion of this Committee, that a sum not exceeding five hundred pounds, currency, be granted to Her Majesty, as an aid to the Medical Faculty of *McGill* College.
2. *Resolved*, As the opinion of this Committee, that a sum not exceeding thirteen thousand one hundred and ten pounds, currency, be granted to Her Majesty, for works on the *Ottawa* and Roads connected therewith, as detailed in the several Reports of the Board of Works, to be raised by Debentures to be issued on the credit of the Consolidated Revenue Fund of this Province.
3. *Resolved*, As the opinion of this Committee, that a sum not exceeding nine thousand five hundred pounds, currency, be granted to Her Majesty, to improve the Navigation of Lake *St. Peter*.
4. *Resolved*, As the opinion of this Committee, that it is proper to provide for the payment of the sum of nine thousand nine hundred and eighty-six pounds seven shillings and two pence, the amount reported to be due under the Fourth and Fifth Reports of the Commissioners of Indemnity, to enquire into the Rebellion Losses of *Lower Canada*, and that for that purpose Debentures be issued to the said amount, bearing interest at the rate of six per centum per annum, redeemable by this Province at any time within twenty years, and that for the payment of the interest to accrue thereon, that portion of the Marriage License Fee Fund, raised and levied in that part of the Province heretofore called *Lower Canada*, be appropriated and set apart for that purpose. Supply.
5. *Resolved*, As the opinion of this Committee, that that portion of the Marriage License Fee Fund, raised and levied in that part of the Province heretofore called *Upper Canada*, be appropriated and set apart for the support of certain charitable Institutions in *Upper Canada*, in support of which the Consolidated Revenue has hitherto in part been chargeable, namely:—

The *Toronto* General Hospital,
The *Toronto* House of Industry,
The *Kingston* Indigent Sick,
The *Upper Canada* Lunatic Asylum.

To be applied in such manner and for such amounts, as the Governor in Council shall direct.

Ordered, That the question of concurrence be now separately put upon the said Resolutions.

And the first to the third of the said Resolutions being again severally read, and the question being separately put upon each, they were agreed to by the House.

The fourth of the said Resolutions being again read, and the question being put thereon, a division ensued, and the names being called for they were taken down as followeth:—

YEAS.

Messieurs *Cayley*, *Colvile*, *Daly*, *DeWitt*, *Ermatinger*, *Hale*, *Jessup*, *Macdonell* of Dundas, *M'Connell*, *Moffatt*, *Monro*, *Papineau*, *Robinson*, *Seymour*, *Sherwood* of Brockville, *Smith* of Frontenac, Attorney General *Smith*, *Smith* of Wentworth, *Stewart* of Bytown, and Solicitor General *Taschereau*.—(20.)

NAYS.

Messieurs *Armstrong*, *Baldwin*, *Boulton*, *Boutillier*, *Chabot*, *Desaunier*, *Drummond*, *Guillet*, *Jobin*, *LaFontaine*, *Laterrière*, *Leslie*, *Macdonell* of Stormont, *Nelson*, *Rousseau*, and *Taché*.—(16.)

So it was carried in the affimative.

The fifth and last of the said Resolutions being again read, and the question being put thereon, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Cayley*, *Colvile*, *Daly*, *Ermatinger*, *Hale*, *Jessup*, *Macdonell* of Dundas, *M'Connell*, *Moffatt*, *Monro*, *Papineau*, *Robinson*, *Seymour*, *Sherwood* of Brockville, *Smith* of Frontenac, Attorney General *Smith*, *Smith* of Wentworth, *Stewart* of Bytown, and Solicitor General *Taschereau*.—(19.)

NAYS.

Messieurs *Armstrong*, *Aylwin*, *Baldwin*, *Boutillier*, *Chabot*, *Desaunier*. *Drummond*, *Guillet*, *Jobin*, *LaFontaine*, *Laterrière*, *Leslie*, *Macdonell* of Stormont, *Nelson*, *Rousseau* and *Taché*.—(16.)

So it was carried in the affirmative, and

Resolved, That this House doth concur with the Committee in the said Resolutions.

Rebellion Losses Bill.

Ordered, That the Honourable Mr. Attorney General *Smith*, have leave to bring in a Bill to provide for the payment of certain Rebellion Losses in *Lower Canada*, and to appropriate the proceeds of the Marriage License Fund.

He accordingly presented the said Bill to the House, and the same was received and read for the first time.

The Honourable Mr. Attorney General *Smith* moved, seconded by the Honourable Mr. *Cayley*, that the said Bill be now read a second time, and that the Rule of this House in that particular be suspended, as to the present Bill.

The question having been put upon the said motion, a division ensued, and the names being called for, they were taken down, as in the last preceding division.

So it was carried in the affirmative, and

The said Bill was accordingly read, and ordered to be Engrossed.

Supply Bill.

Ordered, That the Honourable Mr. *Cayley* have leave to bring in a Bill to appropriate the sums therein mentioned, to defray certain expenses of the Civil Goverment, for the year one thousand eight hundred and forty-six, and certain other expenses not otherwise provided for.

He accordingly presented the said Bill to the House, and the same was received and read for the first time.

Ordered, That the said Bill be now read a second time, and that the Rule of this House in that particular be suspended, as to the present Bill.

The said Bill was accordingly read, and ordered to be Engrossed.

Loan Bill.

Ordered, That the Honourable Mr. *Cayley* have leave to bring in a Bill to authorise the raising of the remainder of the Loan guaranteed by the Imperial Parliament.

He accordingly presented the said Bill to the House, and the same was received and read for the first time.

Ordered, That the said Bill be now read a second time, and that the Rule of this House in that particular be suspended, as to the present Bill.

The said Bill was accordingly read, and ordered to be Engrossed.

Public Works Bill.

Ordered, That the Honourable Mr. *Cayley* have leave to bring in a Bill for raising, on the credit of the Consolidated Revenue Fund, a sum of money required for certain Public Works.

He accordingly presented the said Bill to the House, and the same was received and read for the first time.

Ordered, That the said Bill now read a second time, and that the Rule of this House in that particular be suspended, as to the present Bill.

The said Bill was accordingly read, and ordered to be Engrossed.

Public Lands Bill.

The Honourable Mr. *Laterrière* moved, seconded by Mr. *Chabot*, that the Order of the Day for the House in Committee on the Bill to amend the Law relative to the disposal of Public Lands, be now read.

The question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Armstrong, Baldwin, Boutillier, Cauchon, Chabot, Chauveau, Desaunier, DeWitt, LaFontaine, Lantier, Laterrière, Laurin, Leslie, Merritt, Méthot, Morin, Nelson, Rousseau, Smith* of WENTWORTH, and *Taché*.—(20.)

NAYS.

Messieurs *Boulton, Cayley, Daly*, Attorney General *Draper, Duggan, Ermatinger, Gowan, Hale, Jessup, Macdonell* of DUNDAS, *M'Connell, Meyers, Moffatt, Monro, Papineau, Petrie, Robinson, Seymour, Smith* of FRONTENAC, Attorney General *Smith*, and Solicitor General *Taschereau*.—(21.)

So it passed in the negative.

Spirituous Liquors Duty Bill.

The Honourable Mr. *Cayley* moved, seconded by the Honourable Mr. Attorney General *Smith*, that the Order of the Day for the House in Committee, on the Bill to repeal certain Acts therein mentioned, and to impose a Duty on persons selling Spirituous or Fermented Liquors, or keeping Houses or places of Public Entertainment, and to provide for the collection of the said Duty, and for the regulation of such persons, be now read.

The question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Boulton, Cayley, Daly*, Attorney General *Draper, Duggan, Ermatinger, Gowan, Hale, Jessup, Macdonell* of DUNDAS, *M'Connell, Merritt, Meyers, Moffatt, Monro, Papineau, Petrie, Robinson, Seymour, Sherwood* of BROCKVILLE, *Smith* of FRONTENAC, Attorney General *Smith*, and Solicitor General *Taschereau*.—(23.)

NAYS.

Messieurs *Armstrong, Baldwin, Berthelot, Boutillier, Cauchon, Chabot, Chauveau, Desaunier, DeWitt, Drummond, LaFontaine, Lantier, Laterrière, Laurin, Leslie, Méthot, Morin, Nelson, Rousseau, Smith* of WENTWORTH, and *Taché*.—(21.)

So it was carried in the affirmative.

The Order of the Day for the House in Committee, on the Bill to repeal certain Acts therein mentioned, and to impose a Duty on persons selling Spirituous or Fermented Liquors, or keeping Houses or places of Public Entertainment, and to provide for the collection of the said Duty, and for the regulation of such persons, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Cauchon* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Cauchon* reported that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, That the said Committee have leave to sit again on Monday next.

Notarial Profession Bill, (L.C.)

Mr. *Laurin*, from the Select Committee appointed to draw up Reasons to be offered to the Legislative Council at a Conference, for disagreeing to the amendments made by their Honours to the Bill intituled, "An Act for the better regulation of the Notarial Profession in *Lower Canada*," reported, that the Committee had prepared the said Reasons, which said Reasons were again read at the Clerk's table, and agreed to by the House, and are as followeth:—

1st. Because, the Office of Registrar is in nowise incompatible with that of Notary; the Office of Registrar alone would frequently be too ill paid to be held by a competent person, and Notaries are generally the persons best qualified to fill the said Office.

2nd. Because, by extending the disqualification generally, to any calling whatsoever, cases which cannot be foreseen would be included in a manner injurious to the public interest, and that uncertainty would be introduced with regard to those cases to which the Law was really meant to extend.

3rd. Because, the object of rendering the Profession respectable and independent, would be attained by confining the disqualification to Merchants, Traders, and Manufacturers.

4th. Because, a longer period than six months ought to be allowed to the latter for winding up their affairs.

Resolved, That a Conference be desired with the Honourable the Legislative Council, for the purpose of communicating to them the Reasons which induced this House not to concur in the amendments made by their Honours to the Bill intituled, "An Act for the better regulation of the Notarial Profession in *Lower Canada*."

Ordered, That Mr. *Laurin* do go to the Legislative Council, and desire the said conference.

Public Lands Bill.

The Order of the Day for the second reading of the Bill to extend the provisions of the 13th Section of an Act of the Province of *Canada*, intituled, "An "Act for the disposal of Public Lands, and to amend "the said Act in other respects; and further, to pro- "vide for the final settlement of Land Claims," being read;

The said Bill was accordingly read, and committed to a Committee of the whole House.

Mr. *Macdonell* of *Dundas* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Macdonell* of *Dundas* reported, that the Committee had gone through the Bill, and had made several amendments thereto, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill as amended be Engrossed.

Loan Bill.

An Engrossed Bill to authorize the raising of the remainder of the Loan guaranteed by the Imperial Parliament, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That the Honourable Mr. *Cayley* do carry the said Bill to the Legislative Council, and desire their concurrence.

Rebellion Losses Bill.

An Engrossed Bill to provide for the payment of certain Rebellion Losses in *Lower Canada*, and to appropriate the proceeds of the Marriage License Fund, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That the Honourable Mr. Attorney General *Smith* do carry the said Bill to the Legislative Council, and desire their concurrence.

Supply Bill.

An Engrossed Bill to appropriate the sums therein mentioned to defray certain expenses of the Civil Government, for the year one thousand eight hundred and forty-six, and certain other expenses not otherwise provided for, was read for the third time.

Resolved, That the Bill do pass, and the Title be, "An Act to appropriate the sums therein men- "tioned, to defray certain expenses of the Civil "Government, for the year one thousand eight "hundred and forty-six, and certain other ex- "penses not otherwise provided for."

Ordered, That the Honourable Mr. *Cayley* do carry the said Bill to the Legislative Council, and desire their concurrence.

Public Works Bill.

An Engrossed Bill for raising, on the credit of the Consolidated Revenue Fund, a sum of money required for certain Public Works, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That the Honourable Mr. *Cayley* do carry the said Bill to the Legislative Council, and desire their concurrence.

Municipal Bill, (L.C.)

The Order of the Day for the House in Committee on the Bill to repeal the Acts therein mentioned, and to amend the Law for the establishment of Local and Municipal Authorities in *Lower Canada*, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Stewart* of *Bytown* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Stewart* of *Bytown* reported, that the Committee had made some progress, and had directed him to move for leave to sit again.

Ordered, That the said Committee have leave to sit again on Monday next.

Message from Governor General.

The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, delivered to Mr. Speaker a Message from His Excellency the Governor General, signed by His Excellency.

And the said Message was read by Mr. Speaker, all the Members of the House being uncovered, and is as followeth:—

CATHCART.

Members Sessional Allowance, and Contingencies.

The Governor General informs the Legislative Assembly, that in compliance with their Addresses of the 5th instant, He will issue His Warrants in favor of the Honourable the Speaker, for the sum of nine thousand two hundred and thirty-seven pounds, three shillings, currency, and for the sum of ten thousand one hundred and sixty-one pounds, eighteen shillings and one penny half-penny, currency, in favor of *W. B. Lindsay*, Esquire, for defraying the Contingencies of the present Session.

GOVERNMENT HOUSE,
6th June, 1846.

Message from Legislative Council.

A Message from the Legislative Council, by *John Fennings Taylor*, Esquire, one of the Masters in Chancery.

MR. SPEAKER,

The Legislative Council have passed the following Bills without any amendment:

Municipal Bill, (U.C.)

"An Act to amend the Laws relative to District "Councils in *Upper Canada*."

Quebec Relief Bill.

"An Act for enabling Her Majesty to direct the "issue of Debentures to a limited amount, and for "giving relief to the City of *Quebec*."

Dorchester Registry Office Bill.

"An Act to establish a separate Registry Office in "the Lower part of the County of *Dorchester*."

Lunatic Asylum Bill, Toronto.

"An Act to authorise the issue of Debentures for "the erection of a Lunatic Asylum at *Toronto*."

Jews Privileges Bill.

"An Act to amend the Act of *Lower Canada* "therein mentioned, extending certain privileges to "persons of the Jewish persuasion."

And also,

Etobicoke Road Bill.

The Legislative Council have passed the Bill, intituled, "An Act to incorporate certain persons, "under the name of 'the *Etobicoke* and *Mono* Sixth "Line Road Company,'" with an amendment, to which they desire the concurrence of the Assembly.

And then he withdrew.

Message from Legislative Council.

Another Message from the Legislative Council, by *John Fennings Taylor*, Esquire, one of the Masters in Chancery:—

MR. SPEAKER,

Board of Works Bill.

The Legislative Council have passed the Bill intituled, "An Act to amend the Law constituting the "Board of Works," with an amendment, to which they desire the concurrence of the Assembly.

And also,

LEGISLATIVE COUNCIL,
Saturday, 6th June, 1846.

Notarial Profession Bill.

Ordered, That one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House that the Legislative Council agrees to the Conference desired upon the subject matter of the amendments made by this House to the Bill intituled, "An Act for the "better regulating of the Notarial Profession in "*Lower Canada*," and that the Managers on the part of this House are to be the Honourable Messieurs *Bruneau* and *Walker*, who are to meet the number of Managers on the part of the Legislative Assembly required by Parliamentary usage, on Monday next, at 4 o'clock, P. M., in the Committee Room of the Legislative Council.

And then he withdrew.

Etobicoke Road Bill.

On motion of the Honourable Mr. *Robinson*, seconded by Mr. *Duggan*,

Ordered, That the amendment made by the Legislative Council to the Bill intituled, "An Act "to incorporate certain persons under the name "of 'the *Etobicoke* and *Mono* Sixth Line Road "Company,'" be now taken into consideration.

The House proceeded accordingly to take the said amendment into consideration.

And the said amendment was read, and is as followeth:—

Press 7, Line 28.—Leave out from "and" to "toll" in line 32, both inclusive.

And the said amendment being again read, it was agreed to by the House.

Ordered, That Mr. *Duggan* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendment.

Board of Works Bill.

On motion of the Honourable Mr. Attorney General *Smith*, seconded by the Honourable Mr. *Cayley*,

Ordered, That the amendment made by the Legislative Council to the Bill intituled, "An Act "to amend the Law constituting the Board of "Works," be now taken into consideration.

The House proceeded accordingly to take the said amendment into consideration.

And the said amendment was read, and is as followeth:—

In Schedule B 5.—After the words "all Clergy- "men to be exempt," in the column headed "General con- "ditions of payment," in the said Schedule, insert, "All "persons going to or return- "ing from Divine Service on "Sundays, together with their "horses and carriages, to be "exempt."

And the said amendment being again read, it was agreed to by the House.

Ordered, That the Honourable Mr. *Cayley* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendment.

Journals of the House.

On motion of the Honourable Mr. *Moffatt*, seconded by the Honourable Mr. *Robinson*,

Ordered, That the Clerk of this House be directed to transmit to the Board of Trade of *Montreal*, a complete set of the Journals and Appendixes of this House since the Union.

On motion of the Honourable Mr. *LaFontaine*, seconded by Mr. *Leslie*,

Ordered, That the Honourable the Judges of the Courts of Queen's Bench in this Province, be henceforth furnished with a copy of the Journals and Appendixes of this House.

Public Lands Bill.

An Engrossed Bill to extend the provisions of the 13th Section of an Act of the Province of *Canada*, intituled, "An Act for the disposal of Public Lands, "and to amend the said Act in other respects, and "further to provide for the final settlement of Land "Claims," was read for the third time.

Resolved, That the Bill do pass, and the Title be, "An Act to extend the provisions of the thir- "teenth Section of an Act of the Province of "*Canada*, intituled, 'An Act for the disposal "of Public Lands, and to amend the said Act "in other respects, and further to provide for "the final settlement of Land Claims.'"

Ordered, That Mr. *Macdonell* of *Stormont* do carry the said Bill to the Legislative Council, and desire their concurrence.

Then, on motion of the Honourable Mr. *LaFontaine*, seconded by Mr. *Armstrong*,

The House adjourned until Monday next, at Eleven o'clock, A. M.

Lunæ, 8° *die Junii*.

Anno Nono Victoriæ Reginæ, 1846.

11, *â Horâ, A. M.*

Notarial Profession Bill.

ON motion of Mr. *Laurin*, seconded by Mr. *Méthot*,

Resolved, That four Managers be appointed to meet the Managers appointed by the Honourable the Legislative Council, at the time and place appointed for the holding the Conference desired upon the amendments made by their Honours to the Bill intituled, "An Act for the better "regulation of the Notarial Profession in *Lower* "*Canada*."

Ordered, That Mr. *Laurin*, the Honourable Mr. *LaFontaine*, the Honourable Mr. *Morin*, and Mr. *Méthot*, be appointed Managers for conducting the said Conference.

H. Adams and A. S. Pope.

Mr. *Jessup*, from the Select Committee to which was referred the Petition of *Hiram Adams* and *Abel S. Pope*, of the Township of *Edwardsburgh*, in the District of *Johnstown*, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and agreed to by the House, and is as followeth:—

Report.

Your Committee having taken into their consideration the prayer of the Petition referred to them, beg leave to report that the claims of the Petitioners, (Messrs. *Adams* and *Pope*) appear to be well founded, and therefore would recommend your Honourable House to pass an Address to His Excellency the Governor General, praying that the same may be considered by the Executive Government, and such relief granted as the circumstances of their case may seem to require.

Eleanor Teed, and A. Jacquiés.

Mr. *Chabot*, from the Select Committee to which was referred the Petition of Mrs. *Eleanor Teed*, of the City of *Quebec*, widow of the late *John Teed*, and the Petition of *Adolphus Jacquiés*, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Report.

Your Committee have examined the Petitions referred to them by your Honourable House, which state as follows, to wit:—That of *Eleanor Teed*—that her late husband was arrested on the 11th of November, 1837, and confined in the common Gaol of the City of *Quebec*—that he applied through Counsel to the Judges of Her Majesty's Court of King's Bench, for a Writ of *Habeas Corpus*, which was granted and issued in his favor—that during the pendency of such application, the said *John Teed* was wrongfully and illegally removed from the custody of the civil power, and confined by the Military authorities in the Citadel of the City of *Quebec*, in order to deprive the said *John Teed* of his remedy under such *Habeas Corpus*—that the said *John Teed* was afterwards brought back to the common Gaol, and confined therein until the 12th April, 1838, when he was discharged—that after his discharge he the said *John Teed* was advised to institute, and did institute legal proceedings for redress, against the persons who were parties to his illegal removal from the custody of the Civil Authorities, and to his subsequent confinement in the Citadel, but that such proceedings were stayed by an indemnity Ordinance of the Governor and Special Council, which compelled him to pay triple

Report.

costs to the Defendants—that the health of the said *John Teed* was injuriously and materially affected by his long, unjust and harassing imprisonment, and his extreme solicitude for his family, (who were for a great portion of the period of his confinement, prevented access to him,) and that he continued so affected in his health until his death, on the 8th of February last. That the Petitioner firmly believes his imprisonment and the anxiety of his mind, and the injustice done him during and after such imprisonment, were the cause of his sickness and death.

And that of *Adolphus Jacquiés*, that on the second of January, one thousand eight hundred and thirty eight, he was, by order of the Governor in Chief, Sir *John Colborne*, arrested on a charge of High Treason, forcibly dragged from his family and occupation, and incarcerated in the common Gaol of the City of *Quebec*, was there confined upwards of two months, and only then admitted to a heavy bail, on the representation of several medical gentlemen; that he, while in confinement, offered to go to *Montreal* at his own expense, and submit there to be tried by a Court Martial; that he had to renew his recognizances for two successive Criminal Terms, and then was told by the Crown Officer that there was no charge against him; that after the lapse of several months, his printing press and materials, which, at the time of his arrest, were seized and deposited in the vaults of the Court House, were returned to him partly destroyed and partly missing; that by the Indemnity Bill, passed by the Special Council, your Petitioner was precluded from seeking redress; that the consequences of his incarceration were the ruin of his business and the loss of his health; that he, since then, has been and now is a cripple, and unable to provide for a family of ten children; that he, up to this moment, is not aware of the crime, if any, he was thought guilty of, but supposes his ruin to be effected in order to suppress the printing of the "*Fantasque*," and a pamphlet relating to the suspension of the Honourables Messrs. *Panet* and *Bedard*.

From the evidence given by His Honour Mr. Justice *Bedard*, and from personal knowledge, your Committee are satisfied that the statements made by the Petitioners are true.

Your Committee not having it in their power to do more, can only express their opinion that *John Teed* and *Adolphus Jacquiés* were unjustly used, and that Her Majesty's Government should make due reparation to the Petitioners for the injustice which has been done to the deceased husband of the widow *Teed*, and to *Adolphus Jacquiés*, the other Petitioner.

A. Laframboise et al.

Mr. *Drummond*, from the Select Committee to which was referred the Petition of *Alexis Laframboise*, Esquire, and others, of the City of *Montreal*, presented to the House the Report of the said Committee, which was again read at the Clerk's table.

(*For the said Report see Appendix E. E. E.*)

Return to Addresses.

The Honourable Mr. Attorney General *Smith* laid before the House, by command of His Excellency the Governor General,

Toronto Harbour Dues.

Return to an Address from the Legislative Assembly to His Excellency the Governor General, dated the twenty-ninth day of April last, praying His Excellency to cause to be laid before them "A Return of the amount collected for Harbour Dues at the Port of *Toronto*, for the year one thousand eight hundred and forty-five, and also a detailed statement, shewing the balance, (if any,) still due to the Government on account of sums advanced by the authority of certain Acts of the Parliament of *Upper Canada*, for constructing and repairing the Queen's Wharf at the entrance of the said Harbour."

(*For the said Return see Appendix F. F. F.*)

Municipal Bill, (L.C.)

The Order of the Day for the House in Committee on the Bill to repeal the Acts therein mentioned, and to amend the Law for the establishment of Local and Municipal Authorities in *Lower Canada*, being read;

The House accordingly resolved itself into the said Committee.

Mr. *Hale* took the Chair of the Committee, and after some time spent therein,

Mr. Speaker resumed the Chair;

And Mr. *Hale* reported, that the Committee had gone through the Bill, and had made several amendments thereto, which amendments were again read at the Clerk's table, and agreed to by the House.

Ordered, That the said Bill as amended be Engrossed.

Message from Legislative Council.

A Message from the Legislative Council, by *John Fennings Taylor*, Esquire, one of the Masters in Chancery,

Mr. Speaker,

Civil List Bill.

The Legislative Council have passed the Bill, intituled, "An Act for granting a Civil List to Her "Majesty," without any amendment.

Also,

Administration of Justice Bill, (L.C.)

The Legislative Council have passed the Bill, intituled, "An Act to amend the Law relative to the "Administration of Justice in *Lower Canada*," with several amendments, to which they desire the concurrence of the Assembly.

And also,

Legislative Council,
Monday, 8th June, 1846.

Postage.

Ordered, That one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House, that His Excellency the Governor General has appointed this day, at three o'clock, P. M., to be attended with the Addresses of both Houses on the subject of the transmission of the Mails to and from *Great Britain*, and also praying for a reduction of the Rates of Postage, and that in consequence of the advanced state of the Session, the Legislative Council have ordered that such Members of the Executive Council only do attend His Excellency at that time on the part of this House.

And then he withdrew.

Ordered, That such Members of this House as are of the Honourable the Executive Council of this Province, do attend His Excellency the Governor General, on the part of this House, this day at three o'clock, P. M., with the Address of both Houses, on the subject of the transmission of the Mails to and from *Great Britain;* and also, praying for a reduction of the rates of Postage.

Another Message from the Legislative Council, by *John Fennings Taylor*, Esquire, one of the Masters in Chancery.

Legislative Council,
Monday, 8th June, 1846.

Notarial Profession Bill, (L.C.)

Ordered, That one of the Masters in Chancery, do go down to the Legislative Assembly to desire a further Conference with that House, on the subject matter of the amendments made by this House, to the Bill intituled, "An Act for the "better regulation of the Notarial Profession in "*Lower Canada*;" to which the Assembly have disagreed, and that the Managers on the part of this House are to be the Honourable Messieurs *Bruneau* and *Walker*, who are to meet the number of Managers on the part of the Legislative Assembly, required by Parliamentary usage, presently in the Committee Room of the Legislative Council.

And then he withdrew.

Notarial Profession Bill, (L. C.)

The Master in Chancery was then called in, and informed by Mr. Speaker, that this House will send an answer by Message.

On motion of Mr. *Laurin*, seconded by the Honourable Mr. *Morin*,

Resolved, That this House doth agree to the further Conference desired by the Honourable the Legislative Council, on the subject matter of the amendments made by their Honours to the Bill intituled, "An Act for the better regulation "of the Notarial Profession in *Lower Canada*."

Ordered, That the same Members who held the former Conference, be the Managers at this Conference.

Resolved, That the said Resolution and Order be communicated to the Legislative Council by Message.

Ordered, That Mr. *Laurin* do carry the said Message to the Legislative Council.

Message from Legislative Council.

Civil List Bill.

Administration of Justice Bill, (L. C.)

Administration of Justice Bill, (L. C.)

The Honourable Mr. Attorney General *Smith* moved, seconded by the Honourable Mr. *Viger*, that the amendments made by the Legislative Council to the Bill intituled, "An Act to amend the Law rela- "tive to the Administration of Justice in *Lower Ca*- "*nada*," be now taken into consideration.

The question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth :—

YEAS.

Messieurs *Armstrong, Boutillier, Cayley, Christie, Desaunier, Drummond, Duggan, Ermatinger, Foster, Gowan, Leslie, M^c Connell, Merritt, Méthot, Moffatt, Monro, Papineau, Petrie, Robinson,* Attorney General *Smith, Stewart* of BYTOWN, *Stewart* of PRESCOTT, *Taché,* Solicitor General *Taschereau, Viger,* and *Williams.*—(26.)

NAYS.

Messieurs *Baldwin, Berthelot, Cauchon, Chabot, Chauveau, DeWitt, Jobin, LaFontaine, LeMoine, Morin, Nelson,* and *Rousseau.*—(12.)

So it was carried in the affirmative, and

Ordered, Accordingly.

The House then proceeded to take the said amendments into consideration.

And the said amendments were read, and are as followeth :—

Press 1, Line 12.—Leave out from "so," to "sixteenth," both inclusive, and insert "the eighteenth."

" " " 16.—Leave out from "as," to "leagues," in line 29, both inclusive, and insert "and so "much of the tenth Section "of a certain other Act "passed in the said seventh "year of Her Majesty's Reign, "and intituled, 'An Act for "the establishment of a better "Court of Appeals in *Lower* "*Canada*,' and of any other "Act or Law in force in "*Lower Canada*, as requires "that any Writ or Process "issuing out of any of Her "Majesty's Courts of Justice "therein, should be in both "the English and French "languages, shall be, and the "same are hereby repealed; "and henceforth any Writ or "Process issuing out of any "such Court, may be either in "the English or in the French "language, any Law, Usage, "or Custom, to the contrary "notwithstanding."

Administration of Justice Bill, (L. C.)

Press 1, Line 32.—After "Act," insert "secondly "above cited."

" 2, " 24.—Leave out "last," and insert "secondly."

" 3, " 16.—After "day," insert Clause A.

CLAUSE A.

"And be it enacted, that "so much of the said nine- "teenth Section of the said "Act, secondly above cited, "as requires that an Inferior "Term of the Court of "Queen's Bench, for the Dis- "trict of *Three Rivers*, should "be held by the Resident "Judge for that District, from "the first to the seventh day "of the month of June, be, "and the same is hereby re- "pealed, and that in lieu "thereof, an Inferior Term of "the said Court, shall be held "by the said Resident Judge, "from the fifteenth to the "twenty-first day of May, in "every year, both days in- "clusive."

" " " 18.—Leave out from "passed," to "inclusive," in line 25, both inclusive, and insert "last "above cited, as directs that a "Term of the Court of Ap- "peals shall be held from the "first to the tenth day of "July, in each year, shall be, "and is hereby repealed; and "that instead of the said "Term, a Term of the said "Court shall be held from "the first to the tenth day of "June, in each year, both "days inclusive."

" 4, " 1.—After "more," insert "of the "Circuit Judges, for either of "the Districts of *Quebec* or "*Montreal*, or other."

" " " 12.—After "Act," insert "secondly "above cited."

" " " 36.—After "before," insert "and "shall continue in force until "the first day of August, in "the year of our Lord one "thousand eight hundred and "forty-seven, and thence un- "til the end of the then next "Session of Parliament, and "no longer."

In the Preamble.

Line 2.—Leave out "Act," and insert "Acts."

Ordered, That the question of concurrence be now separately put upon the said amendments.

And the first of the said amendments being again read, and the question being put thereon, it was agreed to by the House.

The second of the said amendments being again read, and the question being put thereon, a division ensued, and the names being called for, they were taken down as followeth :—

YEAS.

Messieurs *Armstrong, Cauchon, Cayley, Christie, Desaunier, Drummond, Ermatinger, Foster, Gowan, LeMoine, Leslie, M^c Connell, Merritt, Méthot, Moffatt,*

Monro, Papineau, Petrie, Scott, Seymour, Attorney General *Smith, Stewart* of BYTOWN, *Stewart* of PRESCOTT, *Taché,* Solicitor General *Taschereau, Viger,* and *Webster.*—(27.)

NAYS.

Messieurs *Baldwin, Berthelot, Boutillier, Chabot, Chauveau, De Witt, Jobin, LaFontaine, Macdonell* of STORMONT, *Morin, Nelson* and *Rousseau.*—(12.)

So it was carried in the affirmative.

The residue of the said amendments being again severally read, and the question being separately put upon each, they were agreed to by the House.

Ordered, That the Honourable Mr. Attorney General *Smith* do carry back the said Bill to the Legislative Council, and acquaint their Honours that this House hath agreed to their amendments.

Partition of Lands Bill, (L. C.)

The Honourable Mr. *Moffatt* moved, seconded by Mr. *Foster,* that the Order of the Day for the House in Committee on the Engrossed Bill from the Legislative Council, intituled, "An Act to facilitate the "partition of Lands, Tenements, and Hereditaments "in certain cases, in *Lower Canada,*" be now read;

The question having been put upon the said motion, a division ensued, and it passed in the negative.

Ordnance Vesting Act Bill.

Mr. *Stewart* of *Bytown* moved, seconded by Mr. *Monro,* that the Order of the Day for the second reading of the Bill to explain a certain provision of the Ordnance Vesting Act, and to remove certain difficulties which have occurred in carrying the said provision into effect, be now read,

The question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:

YEAS.

Messieurs *Baldwin, Cauchon, Cayley, Chauveau, Christie, Daly, DeWitt, Drummond, Ermatinger, Gowan, Jobin, Laurin, LeMoine, Macdonell* of CORNWALL, *M'Connell, Méthot, Monro, Petrie, Robinson, Seymour,* Attorney General *Smith, Stewart* of BYTOWN, *Stewart* of PRESCOTT, *Taché,* Solicitor General *Taschereau,* and *Williams.*—(26.)

NAYS.

Messieurs *Armstrong, Berthelot, Boutillier, Chabot, Desaunier, Foster, LaFontaine, Laterrière, Leslie, Macdonell* of STORMONT, *Merritt, Moffatt, Morin, Nelson, Papineau, Rousseau, Scott,* and *Viger.*—(18.)

So it was carried in the affirmative.

The Order of the Day for the second reading of the Bill to explain a certain provision of the Ordnance Vesting Act, and to remove certain difficulties which have occurred in carrying the said provision into effect, being read;

The said Bill was accordingly read, and ordered to be Engrossed.

An Engrossed Bill to explain a certain provision of the Ordnance Vesting Act, and to remove certain difficulties which have occurred in carrying the said provision into effect, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That Mr. *Stewart* of *Bytown,* do carry the said Bill to the Legislative Council, and desire their concurrence.

Prorogation.

Mr. Speaker communicated to the House the following Letter:

CIVIL SECRETARY'S OFFICE,
Montreal, 8th June, 1846.

SIR,

I have the honour, by command of the Governor General, to inform you, that it is His Excellency's intention to proceed to the Legislative Council Chamber, to close the Session of the Provincial Legislature to-morrow at three o'clock.

I have the honour to be,
Sir,
Your most obedient
Humble Servant,
J. M. HIGGINSON.

The Honourable
The Speaker of the
Legislative Assembly,
&c. &c. &c.

Adjournment.

The Honourable Mr. *LaFontaine* moved, seconded by Mr. *Chabot,* that the House do now adjourn until to-morrow at ten o'clock, A. M.

The question having been put upon the said motion, a division ensued.

Yeas..... 17.
Nays..... 20.

So it passed in the negative.

Parishes, Churches, &c. Erection Bill.

Mr. *Drummond* moved, seconded by Mr. *Chauveau,* that the Order of the Day for the second reading of the Bill to explain and amend an Act, intituled, "An "Ordinance concerning the erection of Parishes, "Churches, Parsonage Houses, and Churchyards," be now read.

The Honourable Mr. *Moffatt* moved in amendment, seconded by Mr. *Foster,* that all the words after "That," in the said motion, be struck out, and the following substituted: "the Order of the Day "for the House in Committee, on the Engrossed Bill "from the Legislative Council, intituled, 'An Act to "facilitate the Partition of Lands, Tenements, and "Hereditaments, in certain cases, in *Lower Canada,*' "be now read."

The question having been put upon the said motion of amendment, a division ensued, and the names being called for, they were taken down as followeth:

YEAS.

Messieurs *Christie, Ermatinger, Foster, Laterrière, Leslie, Macdonell* of STORMONT, *Merritt, Moffatt, Robinson* and *Scott.*—(10.)

NAYS.

Messieurs *Baldwin, Berthelot, Boutillier, Cauchon, Chabot, Chauveau, DeWitt, Drummond, Jobin, LaFontaine, Laurin, LeMoine, M'Connell, Méthot, Morin, Nelson, Rousseau, Smith* of WENTWORTH, *Taché,* Solicitor General *Taschereau, Viger* and *Williams.*—(22.)

So it passed in the negative.

Adjournment.

The Honourable Mr. *Morin* then moved, seconded by Mr. *Jobin,* that the House do now adjourn.

The question having been put upon the said motion, a division ensued, and it was carried in the affirmative.

And the House accordingly adjourned until to-morrow, at Eleven o'clock, A. M.

Martis, 9° die Junii.

ANNO NONO VICTORIÆ REGINÆ, 1846.

11, *â Horâ, A. M.*

Printed.

ORDERED, That the four Petitions of *Robert Fleming Gourlay,* be printed at full length in the Journals of the House of the present Session.

Geological Survey.

The Honourable Mr. Attorney General *Smith,* one of Her Majesty's Executive Council, laid before

the House, by command of His Excellency the Governor General,

Report of the progress made in the Geological Survey of the Province, in the year 1844.

(*For the said Report, see Appendix G. G. G.*)

Administration of Justice, Montreal.

The Honourable Mr. Attorney General *Smith*, from the Select Committee appointed to enquire into the state of the administration of Justice in the District of *Montreal*, in the Superior Courts thereof, with a view of providing for the more efficient administration of Justice therein, and to which was referred the Correspondence relative thereto, presented to the House the Report of the said Committee, which was again read at the Clerk's table.

(*For the said Report, see Appendix H. H. H.*)

On motion of Mr. *Christie*, seconded by Mr. *DeWitt*,

Judicial and Parliamentary Records, (L. C.)

Resolved, That this House doth concur in the Report of the Select Committee appointed to enquire into the state of the Judicial and Parliamentary Records in *Lower Canada*.

Address.

On motion of Mr. *Christie*, seconded by Mr. *Leslie*,

Resolved, That an humble Address be presented to His Excellency the Governor General, praying that His Excellency will be pleased to take into consideration the Report of the Committee of this House, appointed to examine into and report upon the state of the Parliamentary and Judicial Records and Archives in *Lower Canada*, and to order thereupon as to His Excellency shall seem meet.

Ordered, That the said Address be presented to His Excellency the Governor General, by such Members of this House as are of the Honourable the Executive Council of this Province.

Mr. *Smith* of *Wentworth* moved, seconded by Mr. *Merritt*,

Marriage Act Bill, (U. C.)

That the Order of the Day for the second reading of the Engrossed Bill from the Legislative Council, intituled, "An Act to amend and extend the provi- "sions of an Act of the Parliament of the late Pro- "vince of *Upper Canada*, intituled, 'An Act to "make valid certain Marriages heretofore contracted, "and to provide for the future solemnization of "Matrimony in this Province,'" be now revived.

The question having been put upon the said motion, a division ensued, and the names being called for, they were taken down as followeth:—

YEAS.

Messieurs *Cayley*, *Christie*, *DeWitt*, *Ermatinger*, *Gowan*, *Hale*, *Lantier*, *Merritt*, *Seymour*, and *Smith* of WENTWORTH.—(10.)

NAYS.

Messieurs *Armstrong*, *Boutillier*, *Chauveau*, *Desaunier*, *Foster*, *LaFontaine*, *Laterrière*, *Leslie*, *Nelson*, *Papineau*, *Taché*, and *Viger*.—(12.)

So it passed in the negative.

Municipal Bill, (L. C.)

An Engrossed Bill to repeal the Acts therein mentioned, and to amend the Law for the establishment of Local and Municipal Authorities in *Lower Canada*, was read for the third time.

Resolved, That the Bill do pass.

Ordered, That the Honourable Mr. *Papineau* do carry the said Bill to the Legislative Council, and desire their concurrence.

Notarial Profession Bill, (L. C.)

Mr. *Laurin* reported, that the Managers on the part of this House, of the further Conference agreed upon with the Legislative Council on the subject matter of the amendments made by their Honours to the Engrossed Bill intituled, "An Act for the better "regulation of the Notarial Profession in *Lower Ca-* "*nada*," and to which the House have disagreed, had been at the time and place for holding the said further Conference, and there met the Managers on behalf of the Legislative Council, who delivered to them their Reasons for insisting on their said amendments, and he delivered the said Reasons in at the Clerk's table, where they were read as followeth:—

Because, the Office of Notary and Registrar are incompatible, and the holding of the Office of Registrar by one Notary, in a locality, would give him an undue advantage over his competitors,—besides opening a door to abuse in the exercise of both Offices.

Because, a Notary ought to be restricted to the exercise of his profession, and compelled to devote his exclusive attention to the interests of his clients, so long as he thinks proper to offer his professional services to the public.

Because, a discretion is left to the Boards of Notaries, tacitly to extend the period of six months allowed to Notaries now in trade, to wind up their affairs, by forbearing to cause such Notaries to be prosecuted within a certain further period.

Resolved, That notwithstanding the said Reasons, this House persist in disagreeing with the said amendments.

Resolved, That a free Conference be desired with the Honourable the Legislative Council, upon the subject matter of the last Conference, in relation to the Bill intituled, "An Act for the "better regulation of the Notarial Profession in "*Lower Canada*."

Ordered, That Mr. *Laurin* do go to the Legislative Council, and desire the said free Conference.

Crown Land Department.

The Honourable Mr. *Robinson*, from the Select Committee, to which was referred the Report of the Commissioners appointed to enquire into the state and organizantion of the Crown Land Department, presented to the House the Report of the said Committee, which was again read at the Clerk's table, and is as followeth:—

Report.

Your Committee regret that the Documents above named were referred to them at so late a period of the Session, as to prevent that careful examination which the best interests of the country require.

The Assembly having commenced its morning sittings at the time the Committee was organized, and Mr. *Thompson*, the first Chairman, having left the House soon after, it was found quite impossible to go fully into an enquiry of the subject, with a view of recommending such changes in the system of disposing of the Public Lands, as to your Committee might have appeared necessary.

Your Committee can therefore do no more than express the hope, that the Executive will promptly adopt such measures as may be in its power, to check the abuses and extravagance which exists in so important an Office of the Government. The most prominent of which is the loss incurred, and liable, (under the present system) to continue by the payment of monies into the hands of District Agents, instead of its being paid into the Chartered Banks and their Agencies, and the extravagant and unreasonable charge made on the Clergy Reserve Fund, for its management and collection.

Your Committee trusting that the Executive Government will give their immediate attention to the Report of the Commissioners, and to the evidence accompanying the same, and be prepared at the opening of the next Session of Parliament, to lay before it a Bill that will remedy the many defects which it is admitted now exist in the management of this important branch of the public service.

On motion of the Honourable Mr. *Robinson*, seconded by Mr. *Gowan*,

System of House of Commons on Private Bills.

Resolved, That Mr. Speaker be authorised to take such steps during the ensuing recess, as he may deem necessary, for the purpose of causing an inquiry to be made into the system pursued in the House of Commons, in regard to Private Bills; and a Report to be made embracing such Resolutions and Provisions, as may appear adapted to the circumstances of this Province; the same to be submitted to this House at the next Session.

Message from Legislative Council.

A Message from the Legislative Council, by *John Fennings Taylor*, Esquire, one of the Masters in Chancery.

MR. SPEAKER.

The Legislative Council have passed the following Bills, without any amendment:—

Rebellion Losses Bill, (L. C.)

"An Act to provide for the payment of certain "Rebellion Losses in *Lower Canada*, and to appro- "priate the proceeds of the Marriage License Fund."

Public Works Bill.

"An Act for raising on the credit of the Consoli- "dated Revenue Fund, a sum of money required for "certain Public Works."

Loan Bill.

"An Act to authorise the raising of the remainder "of the Loan guaranteed by the Imperial Parlia- "ment."

District Court Act Bill.

"An Act to amend an Act passed in the last Ses- "sion of this Parliament, intituled, 'An Act to "amend, consolidate, and reduce into one Act, the "several Laws now in force, establishing or regula- "ting the Practice of District Courts in the several "Districts of that part of this Province, formerly "*Upper Canada*.'"

Supply Bill.

"An Act to appropriate the sums therein men- "tioned, to defray certain Expenses of the Civil Go- "vernment, for the year one thousand eight hundred "and forty-six, and certain other Expenses not other- "wise provided for."

And also,

LEGISLATIVE COUNCIL,
Tuesday, 9th June, 1846.

Notarial Profession Bill, (L. C.)

Ordered, That one of the Masters in Chancery do go down to the Legislative Assembly, and acquaint that House that the Legislative Council agrees to a Free Conference on the subject matter of the amendments made by this House to the Bill intitutled, "An Act for the better regula- "tion of the Notarial Profession in *Lower* "*Canada*," as desired by that House in their Message of this day, and do appoint the same presently in the Committee Room of the Legislative Council.

And then he withdrew.

On motion of Mr. *Laurin*, seconded by the Honourable Mr. *Morin*,

Resolved, That four Managers be appointed to meet the Managers appointed by the Honourable the Legislative Council, at the time and place appointed for holding the Free Conference desired upon the subject matter of the amendments made by their Honours to the Bill intituled, "An Act for the better regulation of the "Notarial Profession in *Lower Canada*."

Ordered, That Mr. *Laurin*, the Honourable Mr. *Morin*, Mr. *Jobin*, and Mr. *Méthot*, be appointed Managers on the part of this House.

Notarial Profession Bill, (L.C.)

Mr. *Laurin* reported, that the Managers on the part of this House of the Free Conference agreed upon with the Legislative Council upon the subject matter of the last Conference, in relation to the Bill, intituled, "An Act for the better re- "gulation of the Notarial Profession in *Lower* "*Canada*," had been at the time and place for holding the said Free Conference, and there met the Managers on behalf of the Legislative Council; that they acquainted their Honours that the Assembly insist upon their disagreement to the amendments made to the said Bill; that thereupon a discussion arose between the Managers on the part of the Assembly, and the Managers on the part of the Legislative Council; but that no understanding could be come to upon the subject of the said amendments.

Message from Legislative Council.

A Message from the Legislative Council, by *John Fennings Taylor*, Esquire, one of the Masters in Chancery.

MR. SPEAKER.

Ordnance Vesting Act Bill.

The Legislative Council have passed the Bill intituled, "An Act to explain a certain provision of the "Ordnance Vesting Act, and to remove certain dif- "ficulties which have occurred in carrying the said "Provision into effect," without any amendment.

And then he withdrew.

Addresses to Her Majesty.

The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, reported that he had, according to Order, waited upon His Excellency the Governor General, with the several Addresses of this House, of the 14th and 28th May last, and 1st June, instant, (that His Excellency would be pleased to transmit the Addresses to Her Majesty therein mentioned, in order that they might be laid at the foot of the Throne,) had been presented to His Excellency, and that His Excellency had been pleased to say, that he would comply with the desires of the House.

New Brunswick Boundary Line, and Rates of Postage.

The Honourable Mr. *Daly*, one of Her Majesty's Executive Council, reported that he had, according to Order, waited upon His Excellency the Governor General, on the part of this House, with the Joint Addresses of both Houses, respecting the Boundary Line between this Province and the Province of *New Brunswick*; and on the subject of the transmission of the Mails to and from *Great Britain*, and also, praying for a reduction of the rates of Postage; and that His Excellency had been pleased to say that he would transmit the same to the Secretary of State for the Colonies, in order that they may be laid at the foot of the Throne.

House to attend Governor General in Legislative Council Chamber.

A Message from His Excellency the Governor General, by *Frederick Starr Jarvis*, Esquire, Gentleman Usher of the Black Rod.

MR. SPEAKER,

I am commanded by His Excellency the Governor General, to acquaint this Honourable House, that it is His Excellency's pleasure that they attend him immediately in the Legislative Council Chamber.

Royal Assent to Bills.

Accordingly Mr. Speaker, with the House, went up to attend His Excellency; when His Excellency was pleased to give, in Her Majesty's name, the Royal Assent to the following Public and Private Bills:—

"An Act to repeal two certain Ordinances therein mentioned, relating to Winter Roads in that part of the Province heretofore *Lower Canada*, in so far as regards the District of *Quebec*, the District of *Gaspé*, and that part of the District of *Three Rivers* which is or was in the Municipal District of *Portneuf*."

Royal Assent to Bills.

"An Act to enable the Ministers of the Associate Presbyterian Synod of *North America*, to keep Registers of Baptisms, Marriages, and Burials, performed by them, and for other purposes."

"An Act to revive and amend the Act of *Upper Canada*, incorporating the *Cobourg* Railroad Company, and for other purposes therein mentioned."

"An Act to amend the Act incorporating the *St. Lawrence* and *Atlantic* Railroad Company."

"An Act for Lighting the City of *Quebec* with Gas."

"An Act to consolidate and amend the Registry Laws of that part of this Province, which was formerly *Upper Canada*."

"An Act to authorise and enforce the attendance of Witnesses from any part of this Province, before the Courts of Superior Criminal Jurisdiction."

"An Act to incorporate the *Cobourg* Manufacturing Company."

"An Act to alter and amend the Charter of the *Great Western* Railroad Company."

"An Act to amend the Act of incorporation of the Town of *Cornwall*, and to establish a Town Council therein, in lieu of a Board of Police."

"An Act to empower Commissioners for inquiring into matters connected with the Public business, to take evidence on oath."

"An Act to divide the Municipalities of *Hochelaga*, and of *Three Rivers*, respectively, into distinct Municipalities, and further to provide for the support of Schools, and the management of local affairs therein."

"An Act to amend the Act to detach the Island of *Orleans* from the County of *Montmorency*, for the purposes of Registration."

"An Act to incorporate the *British* and *Canadian* School Society, of the District of *Quebec*."

"An Act to amend an Act therein mentioned, and to make better provision for the Election of Councillors and Assessors, of and for the City of *Montreal*."

"An Act to authorise the *Quebec* Trinity House, to license as Pilots, a certain class of persons therein mentioned."

"An Act to amend and extend the Laws relative to the Turnpike Roads in the neighbourhood of *Montreal*."

"An Act to regulate the Poundage to be received by Sheriffs on Executions, and for other purposes therein mentioned."

"An Act to alter and amend the Act incorporating the Town of *Hamilton*, and to erect the same into a City."

"An Act to incorporate the *Montreal* and *Lachine* Railroad Company."

"An Act to continue for a limited time, certain Acts and Ordinances therein mentioned."

"An Act to alter and amend the Act of Incorporation of the Town of *Cobourg*." Royal Assent to Bills.

"An Act to amend the Act of Incorporation of the City of *Toronto*."

"An Act to provide for the removal of the Registry Office of the County of *Nicolet*, from the place where it is now kept, to *Bécancour*."

"An Act to amend the Law relative to the Administration of Justice in *Lower Canada*."

"An Act to provide for the accommodation of the Courts of Superior Jurisdiction in *Upper Canada*."

"An Act to continue and amend the Bankrupt Laws now in force in this Province."

"An Act to amend a certain Act, intituled, 'An 'Act to amend a certain Ordinance therein men-'tioned, relative to the Turnpike Roads near *Que-'bec*.'"

"An Act for the further prevention of Smuggling."

"An Act to Incorporate certain persons under the name of 'the *Etobicoke* and *Mono* Sixth Line Road 'Company.'"

"An Act to amend the Laws relative to District Councils in *Upper Canada*."

"An Act to amend the Act of *Lower Canada* therein mentioned, extending certain privileges to persons of the Jewish persuasion."

"An Act to amend the Law constituting the Board of Works."

"An Act to establish a separate Registry Office in the Lower part of the County of *Dorchester*."

"An Act to amend an Act passed in the last Session of this Parliament, intituled, 'An Act to 'amend, consolidate, and reduce into one Act, the 'several Laws now in force, establishing or regu-'lating the practice of District Courts, in the several 'Districts of that part of this Province, formerly '*Upper Canada*.'"

"An Act to explain a certain provision of the Ordnance Vesting Act, and to remove certain difficulties which have occurred in carrying the said provisions into effect."

"An Act to provide for the appointment of Magistrates for the more remote parts of this Province."

"An Act to reverse the Attainder of *Peter Matthews*, and to avoid the forfeiture of his Estates and Property."

"An Act to make provision for confirming certain Acts of Registrars in that part of this Province, formerly *Upper Canada*."

The Titles of the following Bills were then read:

"An Act to incorporate a Company to extend the Great Western Railroad from *Hamilton* to *Toronto*."

"An Act to amend an Act passed in the eighth year of Her Majesty's Reign, intituled, 'An Act to amend an Act passed in the sixth year of the Reign

of His late Majesty King William the Fourth,' intituled, 'An Act to incorporate the City of *Toronto* and Lake *Huron* Railroad Company.'"

"An Act for erecting a Suspension Bridge over the *Niagara* River, at or near the Falls of *Niagara*."

"An Act for supplying the City of *Quebec* and parts adjacent thereto with Water."

"An Act to restore the rights of certain persons attainted for High Treason."

An Act to incorporate 'the *Wolfe Island, Kingston*, and *Toronto* Railroad Company.'"

"An Act to incorporate 'the *Peterboro'* and *Port Hope* Railway Company.'"

"An Act to incorporate *La Banque des Marchands*."

"An Act to incorporate 'the *Montreal* and *Kingston* Railroad Company.'"

To each of which it was His Excellency the Governor General's pleasure to say, that he reserved the said Bill for the signification of Her Majesty's pleasure thereon.

Then the Honourable Speaker of the Legislative Assembly addressed His Excellency as follows:—

MAY IT PLEASE YOUR EXCELLENCY,

We, Her Majesty's faithful Subjects, the Commons of *Canada*, in Provincial Parliament assembled, in obedience to Your Excellency's commands, attend Your Excellency, and beg leave to present our Grant of Supply, which concludes the labour of the Session.

In the ordinary course of proceedings much of our time has been occupied in discussing measures of great importance to the Province, with respect to its Agriculture, Public Improvements, and Finances.

During the course of our deliberations we have also, in pursuance of Your Excellency's desire, considered the subject of the organization of the Militia, and have passed a Bill relating thereto, which we humbly trust will have the effect of placing that valuable arm of the defence of the country in such a state of efficiency as, with the co-operation of Her Majesty's gallant Sea and Land Forces, will be amply sufficient to protect this Colony from every attempt at hostile aggression, or invasion from a foreign enemy. We rejoice to assure Your Excellency that this important Bill has been discussed and carried through with perfect unanimity of feeling, and that all have cordially united in the completion of a measure which has for its object the defence of our common Country, the maintenance of the integrity of the Empire, and of the Sovereign authority of our Most Gracious Queen.

Amidst the various important concerns which have presented themselves for our notice, there are none in which we take a deeper interest than those which regard the dignity of the Crown, and those Officers whose high official stations place them in more immediate connection with it, should be properly and liberally provided for. Impressed with these sentiments, we have endeavoured, by a new settlement of the Civil List, to provide for defraying the expense of the several services of the Provincial Government, and though not unmindful of the fact, that the Revenues of the Province cannot constitutionally be appropriated without the consent of its Representatives in Parliament, we have by this Bill placed the said charges henceforth beyond the reach of any Contingencies, which more properly belong to other and different branches of the Public Service.

In completing our financial arrangements, the expenditure of the service of our Civil Establishments and Public Works, has been considered with reference to the pecuniary resources of the year; and amongst the most important of these measures, as affecting the general interests of the country, is the Bill regulating the Customs, by which the Public Revenues will, we confidently hope, be both increased and secured. These, May it please Your Excellency, are the principal objects to which our thoughts and labours have been chiefly directed, and for completing the grants which it is our especial duty and privilege to provide,—and to strengthen the means of Her Majesty's Government, we now present to Your Excellency a Bill intituled, "An Act to appropriate "the sums therein mentioned to defray certain Ex- "penses of the Civil Government, for the year one "thousand eight hundred and forty-six, and certain "other Expenses not otherwise provided for," to which, with all humility, we entreat Her Majesty's Royal Assent.

The Honourable the Speaker of the Legislative Assembly then presented the following Money Bill, praying that His Excellency would be pleased in Her Majesty's name to give the Royal Assent thereto:—

"An Act to appropriate the sums therein mentioned to defray certain Expenses of the Civil Government for the year one thousand eight hundred and forty-six, and certain other Expenses not otherwise provided for."

To this Bill the Royal Assent was signified in the following words:—

"In Her Majesty's name His Excellency the Governor General thanks Her Loyal Subjects, accepts their Benevolence, and assents to this Bill."

"An Act to repeal certain enactments therein mentioned, and to make better provision for Elementary Instruction in *Lower Canada*."

"An Act to repeal certain Laws therein mentioned, to provide for the better defence of this Province, and to regulate the Militia thereof."

"An Act for the appropriation of the Revenues arising from the Jesuits' Estates for the year one thousand eight hundred and forty-six."

"An Act to authorise the appropriation of nineteen thousand pounds to the improvement of the Gulf of *St. Lawrence*."

"An Act to authorise the issue of Debentures for the erection of a Lunatic Asylum at *Toronto*."

"An Act for enabling Her Majesty to direct the issue of Debentures to a limited amount, and for giving relief to the City of *Quebec*."

"An Act to authorise the raising of the remainder of the Loan guaranteed by the Imperial Parliament."

"An Act to provide for the payment of certain Rebellion Losses in *Lower Canada*, and to appropriate the proceeds of the Marriage License Fund."

"An Act for raising on the credit of the Consolidated Revenue Fund, a sum of money required for certain Public Works."

"An Act for defraying the Expenses of the Administration of Justice in Criminal matters, in that part of the Province formerly *Upper Canada*."

And to each of the said Bills the Royal Assent was signified in the following words:—

"In Her Majesty's name His Excellency the Governor General doth assent to this Bill."

"An Act for granting a Civil List to Her Majesty."

To which said last Bill it was His Excellency the Governor General's pleasure to say, that he reserved the said Bill for the signification of Her Majesty's pleasure thereon.

Speech. After which His Excellency was pleased to make the following Speech to both Houses:—

Honourable Gentlemen of the Legislative Council, and Gentlemen of the Legislative Assembly,

At this advanced period of the season, I could scarcely have entertained any reasonable expectation that the present Session of Parliament could be sufficiently prolonged to enable you to dispose of the various measures submitted to your deliberation, with the attentive consideration due to the highly important interests which many of them involved.

Your indefatigable attention to the laborious duties which have been imposed upon you, has, however, enabled you to consider and to perfect the business with which you have been occupied, in a manner that, while it affords gratifying evidence of the cordial and united efforts of the several branches of the Legislature, will I have no doubt, prove highly beneficial to the best interests of the Province.

Gentlemen of the Legislative Assembly,

I thank you in the name of Her Majesty for the liberality with which you have provided the necessary supplies, which shall be expended with the utmost economy consistent with the efficiency of the Public Service.

I shall immediately take the necessary measures for raising the Loans authorized by you, for the prosecution and speedy completion of the Public Works.

Honourable Gentlemen of the Legisltaive Council, and Gentlemen of the Legislative Assembly.

The truly loyal and patriotic spirit in which you have passed the Militia Bill, claims my warmest acknowledgments, and proves how confidently our Gracious Sovereign may always rely upon the attachment of Her Canadian subjects, and the promptitude and energy with which they would at all times be ready, should circumstances require it, to come forward in defence of their country, and in support of their connection with the Parent State. Speech.

I have had the satisfaction of assenting, in the Queen's name, to the greater part of the Enactments which you have passed.

In regard to the Bills which have been reserved for the decision of Her Majesty's Government, that course has in each case been required by imperative reasons, over which I could exercise no control.

The several Addresses which you have voted to the Queen have been duly forwarded through the proper department, to be laid at the foot of the Throne.

In returning to your homes where your presence is so much required, Gentlemen, I doubt not that you will use your utmost influence to inspire confidence in your respective Districts, by encouraging that spirit of Loyalty for which the Canadian people have always been distinguished, and by promoting as far as may be in your power those branches of useful and productive industry, as well as of Commercial enterprise, upon which the welfare of the Colony so mainly depends. For they may be assured that however unfavorable the aspect of affairs may have appeared to them, there exists sufficient power and energy in this noble Province, if well directed, to make the most of the resources it unquestionably possesses; that will, under the blessing of Divine Providence, create new sources of Wealth and Prosperity, should those upon which they have hitherto relied be found ultimately to fail them.

Then the Honourable the Speaker of the Legislative Council said:—

Honourable Gentlemen of the Legislative Council, and Gentlemen of the Legislative Assembly,

It is His Excellency the Governor General's will and pleasure, that this Provincial Parliament be prorogued until Saturday, the eighteenth day of July next, to be then here holden; and this Provincial Parliament is accordingly prorogued until Saturday, the eighteenth day of July next. Prorogued.

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260 Commercial Bank, Presdt., Directors & Co. of. *Banks.*
276 Classon, J. *Claims.*
286 Cazeau, C., et al. *Lumber.*
295 Cooke, Very Rev. T., et al. *Education.*
309 *Curruthers, F. F.*
319 Cook, Rev. J., et al. *Education.*
337 Cutlin, G., et al. *Clergy Reserves.*
342 Cowan, M., et al. *Clergy Reserves.*
348 Calvin, D. D., et al. *Ferries.*
349 Cody, C. G., et al. *Clergy Reserves.*
351 *Cressé, L. M.*
357 Coffin, B., et al. *Marriages.*
365 *Comins, J. H.*
371 Cowan, J., et al. *Clergy Reserves.*
373 Coyne, T. G., et al. *Clergy Reserves.*
380 Cox, Lieut. Col., et al. *Roads*
408 Chevrefils, J. O., et al. *Roads.*
413 Carpenter, J., et al. *Education.*
430 Clans, J. & W. *Indians.*
449 Chalmers, W., et al. *Niagara.*
464 Cramp, Rev. J. M. *Education.*
465 Cramp, Rev. J. M. *Clergy Reserves.*
466 Cramp, Rev. J. M. *Universities.*
467 Corcoran, T., et al. *Bytown.*
479 Crawford, G., et al. *Assessments.*
491 Culp, J. H., *Randal, Robert.*
492 Coleman, D., et al. *Niagara.*
499 Commercial Bank, President and Directors of. *Banks.*
511 Caldwell, J. B., et al. *Duties.*
521 Chamberland, J. B. A., et al. *Rimouski.*
526 Chambers, G., et al. *Clergy Reserves.*
530 Cronk, L. H., et al. *Clergy Reserves.*
532 Coutts, D., et al. *Clergy Reserves.*
533 Coulthard, C., et al. *Clergy Reserves.*
533 Coulthard, C., et al. *Roads.*
548 Coyne, T. G., et al. *Clergy Reserves.*
549 Cronk, L. H., et al. *Clergy Reserves.*
591 *Cameron, D.*
600 Cotton, C. G., et al. *Missisquoi.*
619 Campbell, A., et al. *Quebec.*
620 Chouniard, J., et al. *Quebec.*
628 Curodeau, P., et al. *Trinity Houses.*
648 Chapais, T. C. *Roads.*
654 Connell, Rev. D., et al. *Clergy Reserves.*
664 Cotter, G. S., et al. *Clergy Reserves.*
676 Culver, J., et al. *Clergy Reserves.*
693 Cuvillier, Honorable, A., et al. *Duties.*
702 *Cardinal, Andre, L.*
711 Campbell, A., et al. *Roads.*
718 Campbell, D., et al. *Medicine.*
723 Caldwell, W., et al. *Roads.*
741 Church, P., et al. *Clergy Reserves.*
763 Cressé, L. M., et al. *Tavern Licenses.*
772 *Cressé, L. M.*
773 *Crooks, Honorable, J.*
781 Caron, Rev. C. T., et al. *Roads.*

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785 *Cameron, D.*
840 Champion, Thos., et al. *Duffin's Creek.*

D.

6 *Dempsey, J. W.*
10 Dumoulin, P. B. and P. E. Vezina, *Three Rivers.*
62 Dechene, J. B. M., et al. *Registration.*
63 Demers, J., et al. *Registration.*
93 Ducharme, Rev. M., et al. *Colleges.*
98 Dixon, W., et al. *Clergy Reserves.*
113 Dean, J., et al. *Quebec.*
129 Dougall, D. M., et al. *Railroads.*
136 Deacon, Rev. J., et al. *Clergy Reserves.*
147 Destroismaisons, S., et al. *Roads.*
161 DeVeaux, S., et al. *Suspension Bridge.*
216 Duncan, W. *Roads.*
242 Deroche, Rev. E., et. al. *Clergy Reserves.*
284 Demaray, P. P., & P. Gamelin. *Municipalities.*
303 DeCow, J., et al. *Universities.*
308 Dillon, J., et al. *Tolls.*
321 Delaire, E., et al. *Feudal Tenure.*
324 Dickson, J., et al. *Municipalities.*
383 Desmarteau, N. B., et al. *Turnpike Roads.*
401 Dawes, Rev. W., et al. *Clergy Reserves.*
407 Dawson, W., et al. *Roads.*
427 Ducharme, Rev. M., et al. *Registration.*
438 Dick, Rev. W. *Universities.*
439 Dick, Rev. W. *Clergy Reserves.*
472 Deacon, Rev. J., et al. *Education.*
495 Dickson, W. H., et al. *Fish.*
496 Davidson, H., et al. *Clergy Reserves.*
506 Draper, C., et al.
520 Delage, Rev. F. X., et al.
588 Doucet, N. B., & L. R. Lacoste. *Notarial.*
589 Dorman, O., et al. *Roads.*
642 Donahoo, J. *Claims.*
670 Dugré, E. G., et al. *Winter Carriages.*
672 Duchésnay, N., et al. *Juries.*
679 *Dixon, W.*
689 Dubord, H., et al. *Ship Builders.*
692 Duranseaux, Rev. A., et al. *Railroads.*
703 *Dalton, Mrs. S.*
722 Darling, W. S., et al. *Clergy Reserves.*
740 *Durand, J.*
746 Destroismaisons, Rev. T., et al. *Rimouski.*
747 Desbarats, E., et al. *Turnpikes.*
752 *Defries, Robert.*
799 Devenish, T, et al. *Universities.*
823 Dods, J. *St. Michel Road.*

E.

46 Eastern District Municipal Council of. *Roads.*
83 Education Society of District Quebec. *Education.*
189 Egan, J., et al. *Ottawa.*
227 Evans, E., et al. *Clergy Reserves.*
336 Edwards, W., et al. *Universities.*
389 Edmond, C., et al. *Berthier.*
422 Elliott, Rev. T. G., et al. *Clergy Reserves.*
458 Ewart, T., et al. *Universities.*
486 Evans, W., et al. *Turnpikes.*
690 Earele, J., et al. *Universities.*
796 Edwards, J. G., et al. *Universities.*

F.

11 Foot, G. W., et al. *Roads.*
44 *Felton, J.*
87 Ferrier, J., et al. *Railroads.*
92 Ford, D. B. O., et al. *District Schools.*
177 Foster, S. S., et al. *Shefford Academy.*
206 Felton, J., et al. *Roads.*
207 Felton, J., et al. *Roads.*
238 Fuller, Rev. G. B., et al. *Clergy Reserves.*
239 Fidler, T. et al. *Clergy Reserves.*
240 Fauquier, Rev. F., et al. *Clergy Reserves.*
245 Flemming, Rev. C. B., et al. *Clergy Reserves.*
279 Fisher, J. C. *St. George's Society.*

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281 Fisher, J. C. *Quebec.*
350 *Fraser, R. D.*
426 Forbes, L. E., et al. *Hospitals.*
435 Fralick, Rev. B., et al. *Universalists.*
540 Ferrier, J., et al. *Montreal.*
571 Freeman, S. B. *Elections.*
612 Fraser, Rev. W., et al. *Clergy Reserves.*
618 Ferguson, R., et al. *Kitley.*
666 Flood, Rev. R. et al. *Clergy Reserves.*
755 Farley, T., et al. *Niagara.*
806 Finlay, C. H.
820 Fletcher, Rev. C., et al.
836 *Frémont, Mrs. Charlotte.*

G.

13 Gunning, Rev. W. H., et al. *Clergy Reserves.*
24 Great Western Railroad Company, President and Directors of. *Railroads.*
25 Great Western Railroad Company, President and Directors of. *Railroads.*
28 Guy, E., et al. *Macadamized.*
41 Garrette, P., et al. *Winter Carriages.*
57 Grubb, J., et al. *Plank Roads.*
78 Gagnon, Rev. C., et al. *Roads.*
82 *Gauthier, Augustin.*
88 Gildersleeve, H., et al. *Railroads.*
142 Green, J. L., et al. *Clergy Reserves.*
149 Gagnon, D., et al. *Real Estate.*
156 *Gemmill, J. R.*
172 Gibb, Mrs. M., et al. *Quebec.*
175 Gaulin, Right Rev. R. *Colleges.*
182 Glen, J., et al. *Ferries.*
193 Green, W., et al. *Clergy Reserves.*
209 Gooft, Rev. J., et al. *Menonists.*
340 Graham, W., et. al. *Clergy Reserves.*
356 Grange, G. J., et al. *Universities.*
359 Gates, C. et al. *Harbours.*
391 Gemmill, J. A., et al. *Roads.*
396 Gage, J. P., et al. *Burlington.*
398 Graybill, J., et al. *Niagara.*
402 *Gourlay, R. F.*
411 Gibson, W., et al. *Edwardsburgh.*
418 Gage, J. P., et al. *Universities.*
420 Graham, H. F., et al. *Burlington Bay.*
445 Giroux, W., et al. *Turnpike Roads.*
474 Gosset, J. H. *Marriages.*
487 Gibson, J., et al. *Roads.*
508 Gould, J., et al. *Clergy Reserves.*
509 Gore Bank, President and Directors of. *Banks.*
510 Grange, G. J. and T. Hodgskin. *Universities.*
512 Gamble, W., et al. *Roads.*
523 Gardner, S., et al. *Claims.*
542 Griffith, R., et al. *Roads.*
561 Gendron, S. and J. Benoit. *Winter Carriages.*
564 Guay, T. H., et al. *Registration.*
568 Graham, Eli, et al. *Clergy Reserves.*
577 Gibbs, Rev. D., et al. *Universities.*
598 Globensky, L. E., et al. *Roads.*
616 Goudreault, S. F., et al. *Registration.*
627 Gibbs, Rev. D., et al. *Clergy Reserves.*
650 Guérout, Rev. N., et al. *Clergy Reserves.*
665 Gunne, Rev. J., et al. *Clergy Reserves.*
713 *Gourlay, R. F.*
714 Giroux, Rev. A. O., et al. *Registration.*
731 Geddes, J. G., et al. *Universities.*
732 Geddes, J. G., et al. *Education.*
733 Gooderham and Worts., et al. *Duties.*
784 Gapper, R. C., et al. *Roads.*
807 *Gourlay, R. F.*
810 *Gourlay, R. F.*
821 Gilmour & Co., Messrs., et al. *Bankrupts.*
827 Grieve, E., et al. *Universities.*

H.

14 Henry, R., et al. *Clergy Reserves.*
38 Hall, W., et al. *Roads.*

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56 Home District Municipal Council. *Education.*
76 Hill, H. N., et al. *Education.*
77 Heroux, Lieut. Col. P. J., et al. *Roads.*
121 Hutchison, J. & J. F. M'Carthy. *Harbours.*
141 Hoover, D., et al. *Clergy Reserves.*
143 Huot, C. P., et al. *Roads.*
148 Honorat, Rev. B., et al. *Real Estate.*
158 Héon, J. L. *Roads.*
183 Hannah, W., et al. *Tolls.*
197 Hickie, Rev. J., et al. *Clergy Reserves.*
198 Hudon, Very Rev. H. *Les Religieuses.*
212 *Havener, Mrs. M.*
213 Hitchock, S., et al. *Vidal, R. E.*
219 Hodgkinson, R., et al. *Roads.*
220 Hall, J., et al. *Roads.*
233 Hudon, J. and J. B. Martin. *Municipalities.*
251 Hamilton, R. J., et al. *Barton.*
257 Hamel, J., et al. *Quebec.*
261 Hochelaga Municipal Council of. *Municipalities.*
271 Holmes, A. F., et al. *Universities.*
273 Hincks, Honorable F., et al. *St. Patrick's.*
293 Hume, W. C., et al. *Roads.*
297 Hilton, B. J., et al. *Duty.*
299 Haines, A., et al. *Universities.*
301 *Hill, C.*
313 Hall, R. N. and Rev. W. King, et al. *Clergy Reserves.*
341 Hornick, G., et al. *Clergy Reserves.*
362 Harkin, Rev. P. H., et al. *Insane.*
394 Hopkins, C., et al. *Macadamized.*
416 Hale, J., et al. *Duty.*
423 Harding, Rev. R., et al. *Clergy Reserves.*
433 Harwood, Honorable R. U., et al. *Roads.*
444 Hochelaga Municipal Council. *Turnpike Roads.*
457 Hume, W. C. *Harbour.*
482 Hale, J., et al. *Quebec.*
489 Hannah, J. *Vidal.*
500 Hunter, M. T. *Harbour Dues.*
518 Hudon, J., & J. B. Martin. *Roads.*
528 Harrold, S., et al. *Clergy Reserves.*
570 Hatt, J. O. *Elections.*
572 Hovington, J., & E. Trembly. *Pilots.*
578 Henwood, E. *Medicine.*
582 Hale, J., et al. *British Canadian.*
596 Horton, W., & T. D. Warren. *Elections.*
604 *Hoofstetter, P., et al.*
605 Hobson, Rev. W., et al. *Clergy Reserves.*
611 Hatt, J. O., et al. *Clergy Reserves.*
613 Hamilton, J., et al. *Roads.*
615 Harlin, Rev. J., et al. *New Jerusalem.*
625 Hollingsworth, E., et al. *Clergy Reserves.*
662 Harris, Rev. M., et al. *Perth.*
668 Haines, T. A. *Clergy Reserves.*
695 Herrick, J. S., et al. *Universities.*
705 Hill, Rev. S. J., et al. *Clergy Reserves.*
707 Haywood, J., et al. *Clergy Reserves.*
712 Higgins, J. J., et al, *Duties.*
738 Hyndman, A. W., et al. *Clergy Reserves.*
744 Hillis, W., et al. *London District.*
749 Hamel, J., et al. *Quebec.*
760 Hamilton, Prsdt. & Board of Police of. *Barton.*
822 Hamilton & Low, Messrs. *Turnpike.*
834 Henry, Rev. D., et al. *Clergy Reserves.*

I.

395 Ireland, J., et al. *Macadamized.*

J.

26 Jackson, C., et al. *Charleston Academy.*
68 Johnstown, Dist. Mun. Coun. *Division Courts.*
159 *Jewell, Ebenezer.*
168 Johnston, D., et al. *Roads.*
187 Johnston, D., et al. *Roads.*
210 Jones, N., et al. *Surveying.*
262 Jarvis, W. B., et al. *Building Societies.*
387 Jameson, H. J. *Bankrupts*
400 Jones, S., et al. *Clergy Reserves.*

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694 Johnston, A., et al. *Niagara.*
531 Jones, Norman, et al. *Clergy Reserves.*
534 Johnston, J., et al. *Roads.*
539 Jackson, Rev. C., et al. *Clergy Reserves.*
551 Johnston, J., et al. *Clergy Reserves.*
553 *Jacquies, A.*
566 Jameson, Hon. R. S., et al. *Hospitals.*
623 Julyan, R. *Trinity Houses.*
696 Jarvis, W. B., et al. *Mining.*
726 Jarvis, W. B., et al. *Lake Superior.*
737 Jones, H., et al. *Assessments.*
761 Johnston, J., et al. *Mississippi.*
813 Johnson, Rev. T., et al. *Railroads.*
814 Jones, Rev. W., et al. *Railroads.*

K.

214 Kains, T., et al. *Roads.*
313 King, Rev. W. Vide *Hall.*
325 Kent, W., et al. *Education.*
332 Kerby, J., et al. *Niagara.*
456 King, J., & G. R. Grassett. *Medicine.*
460 Knowles, D., et al. *Universities.*
502 Kennedy, Rev. T. S., et al. *Clergy Reserves.*
516 Kerns, W. B., et al. *Clergy Reserves.*
651 Knight, Rev. R., et al. *Clergy Reserves.*
776 King's College Council. *Universities.*
779 Kilborn, R., et al. *Niagara.*
789 King, Rev. W., et al. *Railroads.*
830 Kerby, J. *Ferries.*

L.

12 Law, J., et al. *Marriages.*
31 LeMoine, Rev. G. L., et al. *Winter Carriages.*
37 *Laroche, F.*
42 Lemire, M., et al. *Education.*
45 Lonsdele, Rev. R., et al. *Clergy Reserves.*
50 Lagaré, J., et al. *Winter Carriages.*
80 Laverrier, L. J., et al. *Municipalities.*
96 Lough, W., et al. *Universities.*
97 Lamb, J., et al. *Clergy Reserves.*
100 Lyon, J., et al. *Clergy Reserves.*
109 Legaré, J., et al. *Tolls.*
115 Lefrançois, L. C. *Registration.*
116 *Lewis, Israel.*
157 Laurie, Rev. A. G., et al. *Universalists.*
170 *Lemonde, J.*
180 Light, Col. A. W., et al. *Railroads.*
201 Larocque, Rev. C., et al. *Education.*
265 Lesslie, J., et al. *Clergy Reserves.*
283 *Leslie, A.*
296 *Lassiseraye, C. H.*
307 Lebel, J. B., et al. *Turnpike Roads.*
317 Literary and Historical Society of Quebec. *Quebec.*
322 *Larochelle, S.*
353 Lachapelle, P. et al. *Municipalities.*
375 Lundy, Rev. F. J. *M'Gill College.*
379 Lyster, C., et al. *Roads.*
388 Lambert, F. X., et al. *Roads.*
425 Lamarre, Rev. M., et al. *Roads.*
434 Leavitt, Rev. D., et al. *Universalists.*
493 Lemon, J., et al. *Niagara.*
498 Laverdière, J. B., et al. *Bellechasse.*
501 Leslie, W., et al. *Clergy Reserves.*
513 Laing, J., et al. *Roads.*
525 *Lane, Mrs. L.*
608 Leeming, Rev. W., et al. *Clergy Reserves.*
617 *Laliberté, J. B.*
637 *Little, T., et al.*
646 Lebel, C. & T. H. Pinet. *St. Louis.*
647 Lebel, C. & T. H. Pinet. *Roads.*
655 Lloyd, T. W., et al. *Duties.*
678 Leeming, J., et al. *Clergy Reserves.*
687 Laframboise, A., et al. *Montreal.*
716 Lawrason, L., et al. *London District.*
758 *Langevin, J.*
766 LeBourdais, Rev. M., et al. *Winter Carriages.*
805 Lount, G., et al. *Roads.*

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M.

5 M'Crae, T., et al. *Railroads.*
29 Meloche, T., et al. *Turnpike Roads.*
70 Marchand, G., et al. *Chambly Canal.*
74 Moore, J., et al. *Roads.*
84 M'Gillis, R., et al. *Lumber.*
85 M'Gillis, R., et al. *Lumber.*
94 Morris, J., et al. *Colleges.*
103 Mills, J. E. *Railroads.*
104 Montreal General Hospital. *Hospitals.*
122 M'Lean, A., et al. *Cornwall.*
129 M'Donald, D., et al. *Railroads.*
130 Montreal Protestant Orphan Asylum. *Montreal.*
138 Mason, M., et al. *Clergy Reserves.*
162 *M'Dermid, D.*
164 Miller, R., et al. *Assessments.*
178 Marshal, J., et al. *Clergy Reserves.*
190 M'Intyre, Rev. J., et al. *Clergy Reserves.*
211 MacNab, Sir A. N., et al. *Hamilton.*
221 *M'Kenzie, J. D. et al.*
222 Montreal Board of Trade. *Duties.*
224 Molson, T., et al. *Montreal.*
225 Montreal Ladies Benevolent Society. *Montreal.*
232 Marchand, G., et al. *Agriculture.*
237 *Macara, John.*
243 Montreal, Right Rev. Lord Bishop of et al. *Clergy Reserves.*
246 Molson, T., et al. *Clergy Reserves.*
250 M'Naughton, E., et al. *Roads.*
256 M'Dougall, W. et al. *Municipalities.*
259 M'Gill, Hon. P., et al. *Mining.*
275 M'Bride, J., et al. *Railroads.*
304 M'Kinnon, R., et al. *Universities.*
314 Montreal Board of Trade. *Bankrupts.*
315 Montreal Board of Trade. *Usury.*
318 Mountain, Mrs. M. H. *Quebec.*
320 Mountain, Mrs. M. H. *Quebec.*
329 Mathison, D., et al. *Universities.*
338 M'Murray, Rev. W., et al. *Clergy Reserves.*
343 M'Murray. Rev. W., et al. *Clergy Reserves.*
360 Moriarty, J. S., et al. *Marriages.*
368 M'Lean, T., et al. *Clergy Reserves.*
372 Maddock, J., et al. *Clergy Reserves.*
374 M'Kenzie, M. *Quebec.*
382 Mignault, Rev. P. M. *Winter Carriages.*
390 M'Donagh, Rev. Mr. *Perth.*
404 Mulock, Rev. J. A., et al. *Clergy Reserves.*
405 *M'Lennan, Mrs. C.*
414 *Morgan, T.*
419 M'Naughton, A., et al. *Universities.*
421 M'Cann, A., et al. *Clergy Reserves.*
459 Murphy, J., et al. *Universities.*
461 Miller, H., et al. *Universities.*
481 Montreal, Right Rev. Lord Bishop of, et al. *Quebec.*
515 M'Cord, J. S., et al. *Clergy Reserves.*
527 M'Grath, Rev. J., et al. *Clergy Reserves.*
529 Moshier, T., et al. *Clergy Reserves.*
535 M'Millan, A., et al. *Roads.*
536 Maitland, J. J., et al. *Clergy Reserves.*
558 Mercer, R., et al. *Plank Road.*
569 M'Cosh, Rev. R. *Universities.*
574 Mignault, Rev. P. M. *Colleges.*
580 Mulock, Rev. J. A., et al. *Clergy Reserves.*
587 *Matheson, J., & J. Grant.*
599 Morrine, W., et al. *Roads.*
609 Mack, F., et al. *Clergy Reserves.*
632 Murphy, F., et al. *Macadamized.*
634 Morin, Hon. A. N. *Agriculture.*
638 Macnab, D., et al. *Universities.*
639 Malloch, E. *Ordnance.*
640 M'Carger, M., et al. *Surveying.*
644 Manseault, L. E., et al. *Winter Carriages.*
657 Mathews, C., et al. *Clergy Reserves.*
667 Mockridge, Rev. J., et al. *Clergy Reserves.*
683 M'Murray, Rev. W. et al. *Education.*
684 M'Murray, Rev. W., et al. *Universities.*

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685 M'Fadyen, A., et al. *Roads.*
697 M'Cargar, H., et al. *Clergy Reserves.*
699 Mousseau, A., et al. *Militia.*
700 Montreal Right Rev. Lord Bishop of, et al. *Railroads.*
706 Montreal Gas Light Co. *Montreal.*
708 *M'Carthy, Michael.*
710 M'Lean, A., et al. *Cornwall.*
727 *Miller H. et al.*
736 M'Callum, J., et al. *Registration.*
748 Morris, W., et al. *Clergy Reserves.*
765 *M'Leod, Alexander.*
774 M'Gillivray, J., et al. *Post Office.*
786 *Metzler, Mrs. M.* Vide *Reeves.*
787 Morris, J., et al. *Universities.*
798 Michel, W. H. et al. *Universities.*
825 M'Givern, Miss E. *Ordnance.*

N.

23 Niagara, Mun. Coun. Dist. of. *Taxes.*
120 Niagara Dist. Mun. Coun. *Macadamized Roads.*
134 Niagara Dist. Mun. Coun. *Education.*
140 Niagara Dist. Mun. Coun. *Lands.*
165 Niagara Dist. Mun. Coun. *Roads.*
166 Niagara Dist. Mun. Coun. *Assessments.*
167 Niagara Dist. Mun. Coun. *Temperance.*
234 *Nadeau, F.*
277 Niagara Mun. Dist. Coun. *Roads.*
278 Niagara Mun. Dist. Coun. *Assessments.*
300 Niagara Mun. Dist. Coun. *Assessments.*
694 Notman, W. *Elections.*
794 Nelles, P. B., et al. *Niagara.*
815 New, W., et al. *Hamilton.*
832 Niagara, Dist. Mun. Coun. *Niagara.*
833 Niagara Dist. Mun. Coun. *Niagara.*
839 Niagara Dist. Mun. Coun. *M'Micking.*

O.

144 Otisse, Alexis, et al. *Roads.*
323 *Owen, O., & J. Sifton*
454 Ormsby, S., et al. *Clergy Reserves.*
514 O'Hara, H., et al. *Clergy Reserves.*
519 Ouellet, J., et al. *Roads.*
567 O'Beirne, M. T., et al. *Universities.*
597 Oswald. J., et al. *Education.*
673 Overholt, Aaron, et al. *Clergy Reserves.*

P.

30 Pinsoneault, M. H., et al. *Hospitals.*
43 Pearson, J., et al. *Hillier.*
51 Pagé, J. B., et al. *Turnpike Roads.*
64 Potvin, Rev. J. B., et al. *Roads.*
65 Proulx, Rev. L., et al. *Registration.*
66 Patry, Rev. P., et al. *Registration.*
95 Pinhey, H. *Ordnance.*
101 Peacock, W., et al. *Clergy Reserves.*
102 Prime, J., et al. *Railroads.*
112 Patton, H. N., et al. *Ferries.*
131 Perrault, A., et al. *Banks.*
137 Plees, Rev., R. G. et al. *Clergy Reserves.*
176 Patton, Rev. H., et al. *Clergy Reserves.*
215 Paquin, Rev. I., et al. *Agriculture.*
236 Peasley, Osgood, et al. *Bolton Township.*
264 Paterson, J., et al. *Universities.*
285 Parant, Rev. A., et al. *Roads.*
290 Paré, H. P., et al. *Education.*
333 Parry, Thomas O., et al. *Niagara.*
377 Parmenter, J. D., et al. *Division Courts.*
381 *Ployart, J. L.*
386 Parson, Jean, et al. *Roads.*
412 Power, W., & J. C. Bruneau. *Circuit Courts.*
443 Perry, G. et al. *Turnpike Roads.*
451 Puddicombe, H., et al. *Clergy Reserves.*
452 Pyne, Rev. A., et al. *Clergy Reserves.*
507 Perry P., et al. *Roads.*
517 Pettit, A., et al. *Clergy Reserves.*
537 Pyke, Rev. J., et al. *Clergy Reserves.*

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573 Price, W. *Pilots.*
579 Proudfoot, A., et al. *Clergy Reserves.*
621 Pierce, J. A., et al. *Vanzandt.*
630 Pagé, P., et al. *Trinity Houses.*
633 Parks, W., et al. *Roads.*
659 Percival, T., et al. *Education.*
660 Percival, R., et al. *Universities.*
671 Porlier, Rev. F. P., et al. *Registration.*
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